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PREFACE.

The rules in Pension Regulations for the Army in India are made by the Governor General. They are divided into three parts, as follows —

PART I —Relating to the personnel specified in rule 1 thereof The rules in this part are made with the approval of the Secretary of State for India.

PART II.—Relating to the personnel of the Indian Army other than those specified in rule 1 of Part I.

PART III.—Containing rules relating to delegation of powers and pension procedure affecting the personnel whose pensions are regulated by the rules in Part I and Part II

2. In these regulations where reference is made to the Governor General it shall, in pursuance of the provisions of Section 313 (3) of the Government of India Act, 1935, be construed as reference to the Governor General in Council until the establishment of the Federation

C MACI G OGILVIE,

Secretary to the Government of India

11th July 1940

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Rule.

APPENDIX

PREAMBLE.

EDWARD R. & I.

Whereas by Section 136 of the Army Act it is enacted that the pay of an officer or soldier of His Majesty's Regular Forces shall be paid without any deduction other than the deductions authorised by that or any other Act, or by any Royal Warrant for the time being, or by a law passed by the Governor-General of India in Council

And whereas it is commanded in the Warrant of Our late Royal Mother dated the 26th October 1900 that the pay non effective pay and all other emoluments granted by that Her Warrant to an officer soldier or other person, shall be held liable to be stopped, on the order of Our Secretary of State to meet any public claim there may be against him, any regimental debt that may be due from him, or any regimental claim which Our Secretary of State may direct him to pay;

And whereas we deem it expedient that like provisions shall be extended to Our Indian Empire, wherein the provisions of the above Warrant, as regards full pay and allowances and other pecuniary benefits are not in force

We do hereby command that the pay non-effective pay, and all other emoluments payable under the Army Regulations, India, to an officer, soldier or other person, shall be held liable to be stopped, upon the general or special order of the Governor-General of India in Council to meet any public claim there may be against him, any regimental debt that may be due from him, or any regimental claim which the Governor General of India in Council may direct him to pay

Provided that every case in which any emolument payable to an officer soldier or other person has been so stopped shall if such officer soldier or other person so requires be reported to the Secretary of State for India in Council who may pass such order thereon as he thinks fit

Definition

'Public claim shall be held to mean any public debt or disallowance, including any over issue made through an error as to the facts or a deficiency or irregular expenditure of public money or stores of which, after due investigation, no explanation satisfactory to the Governor General of India in Council is given by the person who is responsible for the same

Given at Our Court at St. James' this 22nd day of February 1902, in the second year of Our Reign.

By His Majesty's Command,

GEORGE HAMILTON

2. In exercise of the powers conferred on him by the above Royal Warrant, the *Governor-General in Council* is hereby pleased to direct that the pay, non-effective pay, and all other emoluments payable under the Army Regulations, India, to any officer soldier, or other person, shall be stopped to meet any public claim there may be against him, any regimental debt that may be due from him, or any regimental claim which the Governor General in Council may direct him to pay

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NOTE.—In addition to the stoppages enforceable under the above Royal Warrant, the Governor-General in Council can also order penal stoppages, under the provisions of Section 137 (4) of the Army Act, from the pay of officers serving in India.

J B BRUNYATE,

Secretary to the Government of India

Finance Department

3. In partial modification of the above orders, the Governor General in Council is pleased to direct that a public claim or regimental debt shall not be recovered from the wound, injury or disability pension of an officer or soldier except under the special orders of the Government of India.

G M. YOUNG,

Secretary to the Government of India

Army Department

CHAPTER I—GENERAL.

1. Extent of application.

(i) Unless otherwise provided, the rules in this part shall apply to the personnel of the Indian Army other than those for whom provision is made in Part I of these regulations In the case of Indian commissioned officers in civil employment, however whose conditions of service are governed by rules made by the Secretary of State under the Government of India Act, 1935 the present regulations shall apply only in so far as is prescribed by the aforesaid rules.

(ii) Except where otherwise specifically stated in these regulations or elsewhere, all claims to pension, gratuity or allowances shall be regulated by the rules in force at the time of an individual's resignation, discharge, death, etc., as the case may be.

2. Powers to amend these rules

Any amendment to these rules or the introduction of any new rule affecting the pension or other non-effective allowances including benefits for families of the classes mentioned in this Part shall require the prior sanction of the Governor General.

3 Full rate of pension or gratuity not invariably admissible

The full rate of pension or gratuity admissible under rule shall not be granted unless the service rendered has been satisfactory If the service has not been satisfactory, a competent authority may withhold the pension or gratuity or make such reduction in the amount as it thinks proper

4. Continuance, or discontinuance of pension when nationality is changed.

When a pensioner becomes a naturalised citizen of a foreign state, the Governor-General will decide, after consideration of the circumstances of the case whether the whole or part of his or her pension or allowance shall be discontinued

5 Grant of pension is subject to future good conduct and may be withheld, held in abeyance or paid to wife or other dependant.

(i) Future good conduct shall be an implied condition of every grant of a pension or allowance

(ii) In special circumstances to be determined by the Governor-General, the pension (service, disability or family) children's allowance or gratuity granted to an individual under Chapters II to VI, or any portion of it, may be suspended or withheld. In exceptional cases, payment of part or the whole of the pension, allowance or gratuity suspended may by order of the Governor-General be made to the wife or other dependants of the pensioner *

6 Pension of a military pensioner re-employed or continuing to be employed, in a civil capacity

A military officer, departmental officer or soldier

who is re-employed in a civil capacity in India under the Central Government including the Department of Defence or under a Provincial Government or Administration after having been granted a military pension under these rules or

who is granted a military pension under these rules while he is serving in a civil capacity in India under the Central Government including the Department of Defence or under a Provincial Government or Administration and who continues to serve in that capacity

shall, in respect of his military pension, be subject to the provisions of Article 526 Civil Service Regulations

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*The discretion exercisable under this rule in respect of officers in civil employ whose conditions of service are regulated by rules made by the Secretary of State for India will be exercised by the Secretary of State as provided for in those rules.

CHAPTER II—INDIAN COMMISSIONED OFFICERS OF HIS MAJESTY'S INDIAN LAND FORCES

SECTION I—GENERAL.

13. Extent of application.

Except as provided for in rule 1, the rules in this chapter shall apply to Indian commissioned officers of His Majesty's Indian Land Forces including those seconded to the Indian Air Force, to the extent specified in each case

14. Pension of those who are removed or are called upon to retire *

When an officer who has completed a period of service qualifying for gratuity or pension is removed from the service for inefficiency or in discreditable circumstances or is called upon to retire therefrom or is cashiered or dismissed by *sentence of court martial, he may at the discretion of the* Governor General be granted a rate of gratuity or pension not exceeding the rate for which he would have been qualified had he retired voluntarily

15 Officers re-employed during a national emergency

When a retired officer is re-employed in a military capacity during a national emergency the payment of his pension shall cease for so long as he is re-employed and he shall not earn any increase of pension or gratuity on account of service rendered during such re-employment.

16 Officers whose retirement is deferred in a national emergency

When an officer who is due to retire, is retained on the active list beyond the normal age for compulsory retirement owing *to a national emergency, he shall not count for pension* or gratuity the service rendered by him after attaining the normal age for retirement.

17 Officers in civil employ

Retiring pensions and gratuities—Officers who hold appointments in civil employment, and whose conditions of employment are governed by rules made by the Secretary of State, are by virtue of such rules eligible for retiring pen

* The discretion exercisable under this rule in respect of officers in civil employ whose conditions of service are regulated by rules made by the Secretary of State for India will be exercised by the Secretary of State as provided for in those rules.

sions and gratuities (other than gratuity or pension admissible in respect of disability attributable to military service) on the conditions and at the rates specified for those in military employment.

The widow of an officer who has held an appointment in civil employment is eligible for pension at the ordinary rates laid down in these regulations unless she has been awarded a pension or gratuity under the Superior Civil Service (Pension) Rules 1936

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* The discretion exercisable under this rule in respect of officers in civil employ whose conditions of service are regulated by rules made by the Secretary of State for India will be exercised by the Secretary of State as provided for in those rules.

24. Maximum rates of retiring pension.

The maximum annual rates of retiring pension for the espective ranks shall be —

	Per annum.
	Rs.
Captain and subaltern	3,600
Major	5 400
Lieutenant-colonel	[illegible],200

25 Rates of gratuity

A gratuity on the following scale may be granted to an officer who is permitted to retire after completing 10 but less than 15 years commissioned qualifying service. (See rule 28.)

Completed years of commissioned qualifying service.	Amount.
	Rs.
10	13,[illegible]50
11	14,500
12	15 750
13	17,000
14	18,250

26 Officers having less than one year's qualifying service in rank.

An officer who retires with less than one complete year's qualifying service in the rank from which he retires shall have his pension assessed as if he had retired from the rank below

27 What service qualifies for pension.

(i) *General* All service excluding (a) any period of antedate and (b) any service forfeited by a special order rendered by an officer from the date on which he commences to draw pay on being first commissioned as an Indian commissioned officer including any period of seconded service with the Indian Air Force

(ii) *Cadets admitted to the Indian Military Academy from the regular army*—All previous pensionable service as a Viceroy's commissioned officer and half of any pensionable service in lower ranks in addition to the service shown in clause (i) the period spent at the Academy being reckoned as Viceroy's commissioned or lower rank service in accordance with the rank held during that period.

(iii) *Cadets admitted to the Indian Military Academy from the Auxiliary Force (India) or Indian Territorial Force* —All previous ' embodied service as an officer in units of

these corps, and half of any previous "embodied" service in the lower ranks of these corps in addition to service shown in clause (i) The period spent at the Indian Military Academy and up to the date of grant of a regular commission shall not count for pension

(iv) *Periods of leave*—All leave in and out of India whilst serving in the regular army or in civil employ except that an officer in civil employment shall be allowed to count leave pending retirement granted under civil rules up to a maximum of one year only towards military pension

(v) *Periods spent on courses of instruction ex India.*—The whole time from the date of leaving appointment in India to the date of rejoining the same, unless removed from the course on account of misconduct

(vi) *Officers suspended from duty by order of a competent authority*—The period of suspension in the case of an officer who emerges from a court of enquiry or court martial with results favourable to him In the reverse case, the Governor General will decide whether the time passed under suspension shall count for pension.

(vii) *Officers lent to His Majesty's Government to a British colony or possession, to a foreign state or to a municipality*

(a) *Lent to His Majesty's Government other than to the War Office or the Air Ministry*

Lent for service in a British colony or possession, a foreign state or a municipality

Service in any of the above capacities, provided that a pension contribution is paid to the Indian revenues by the officer himself or by the borrowing authority, if the contribution is under general or special arrangements to be borne by the latter

(b) *Lent to the War Office or the Air Ministry*—The question will be decided by the Governor-General in consultation with the Secretary of State, as occasion arises

28. Service qualifying for gratuity

Service for gratuity shall be calculated in the same manner as service for pension subject to the condition that only service after being commissioned as an Indian commissioned officer excluding any period of ante-date, shall count

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44. Officers compulsorily retired on account of age

An officer compulsorily retired on account of age, if suffering on retirement from a wound or injury attributable to military service and recorded by regulated medical authority, may, at the discretion of the Governor General, be granted, in addition to the retiring pension admissible, a disability element as if he had been retired on account of the disability, according to the degree of disablement persisting at the time of retirement.

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C.—DISABILITY NOT ATTRIBUTABLE TO MILITARY SERVICE.

47. Officers with 10 to 14 years' commissioned qualifying service

An officer who has completed 10 years commissioned qualifying service and who is retired on account of a disability not attributable to military service may be granted a gratuity of Rs 13,250 with an increment of Rs 1,250 for each further year of commissioned qualifying service up to 14

48. Officers with 15 years' qualifying service

An officer who is retired after 15 years' qualifying service on account of a disability not attributable to military service may be granted the ordinary rate of retiring pension admissible

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SECTION III—INDIAN COMMISSIONED OFFICERS OF THE I. M. S.

Sub-Section I—Retiring pensions and gratuities

51. Admissibility of pensions and gratuities and minimum qualifying service required.

An Indian commissioned officer of the I. M. S who is permitted to retire from the service may be granted a retiring pension or gratuity under the following rules. The minimum period of qualifying service required for a retiring pension shall be 17 years. The minimum qualifying service for gratuity shall be 5 years in the case of short service commissioned officers and 8 years in the case of officers holding permanent commission, except as provided in rule 56 Only complete years of qualifying service shall count for pension and gratuity

52. Scale of retiring pension.

The following shall be the rates of retiring pension —

	Per annum. Rs.
After 17 years qualifying service	4 180
" 18 " "	4 400
" 19 " " "	4,620
20 " " "	4,960
" 21 " "	5,300
" 22 " "	5 640
" 23 " "	5,930
" 24 " "	6,260
25 " " "	6,570
" 26 " " "	7 010
" 27 " " "	7 440

53 Service qualifying for pension.

In the case of an officer appointed to a permanent commission service shall qualify for pension as under —

(i) *General*—All service from the date of first commission including a short service commission but excluding any service forfeited by a special order

(ii) *Periods of leave*—All leave (including study leave) in and out of India.

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Sub-Section II—Disability pensions and gratuities.

A.—General.

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66 Rates of pension and gratuity subject to alteration.

The rates of disability pension and gratuity may be re vised as and when the Governor-General may determine.

67 Definition of service '

For the purposes of the rules in this sub-section, ' ser vice shall mean, except where otherwise stated and unless the contrary appears from the context, service counting for ordinary pension under the rules in this section

Service rendered in aid of the civil power shall be treated as military service for the purpose of disability pension and gratuity

B —Disability attributable to military service.

Officers holding permanent commission

68 Officers who elect voluntary retirement.

An officer who elects the conditions of voluntary retirement shall not be eligible for an award on account of disability

69 Refusal to undergo medical treatment.

When an officer who is in receipt of a pension which [illegible] cludes a disability element unreasonably refuses to und[illegible] an operation or other medical treatment which, in the [illegible] of the regulated medical authority would reduce th[illegible] of his disablement the Governor General will d[illegible] whether the disability element of pension shall be f[illegible] or reduced

70 Amount of disability element and period for [illegible] granted in the case of officers holding perm[illegible] mission.

(i) An officer holding a permanent commi[illegible] been pronounced permanently unfit for gener[illegible]

account of a disability attributable to military service may, on retirement, and subject to the provisions of clause (ii) of this rule, be awarded a disability element at the rate appropriate to his degree of disablement in the scale laid down in Rule 41 (i)

This element shall be in addition to pension for service. The service pension shall be granted permanently

(ii) The amount of the disability element and the period for which it shall be granted shall depend on the degree and duration of the disablement.

(iii) A disability element of pension shall not be awarded in respect of less than 20 per cent. disablement.

(iv) When a temporary disability of 20 per cent. or over ceases or becomes less than 20 per cent. the payment of the disability element shall cease but the payment of the service element shall be permanent.

71 Scale of service element of disability pension for officers holding permanent commission.

Service element of pension in addition to disability element may be granted on the following scale to officers holding permanent commission who are disabled in the circumstances stated in rule 70 (i) —

	Per annum Rs.
After 5 years qualifying service	1,190
" 6 " "	1,340
" 7 "	1,550
" 8 " " "	1 770
" 9 " " "	1,970
" 10 " " "	2,180
" 11 " " "	2,390
" 12 " "	2 730
" 13 " "	3,040
" 14 " " "	3,350
" 15 " " "	3,660
" 16 " " "	3,970
" 17 " " " and over—at the rates laid down in rule 52.	

The payment of the service element of pension shall be permanent.

72. Officers holding permanent commissions compulsorily retired on account of age.

An officer holding a permanent commission compulsorily retired on account of age if suffering on retirement, from a wound or injury attributable to military service and recorded by regulated medical authority may, at the discretion of the Governor General, be granted, in addition to the retiring pension admissible a disability element as if he had been retired on account of the disability, according to the degree of disablement persisting at the time of retirement.

Officers holding short service commission.

73 Disability pensions and gratuities for short service commissioned officers

(i) A short service commissioned officer who has been pronounced permanently unfit for general service owing to a disability attributable to military service may, on relinquishment of his commission on account of such disability, be granted a disability pension of Rs 2 000 per annum for total disablement or a proportionate amount for a less degree of disablement down to Rs 400 per annum for 20 per cent disablement. No addition for service shall be made.

(ii) The amount of the disability pension and the period for which it shall be granted shall depend on the degree and the duration of the disablement

(iii) A disability pension shall not be awarded in respect of less than 20 per cent. disablement

(iv) When a temporary disability of 20 per cent. or over ceases or becomes less than 20 per cent the officer shall be paid a final gratuity which, together with the amount of disability pension already drawn, shall be equal to the amount of gratuity which might have been granted under rule 77

(v) If at the date of retirement the officer is suffering from a disability of less than 20 per cent he shall be paid a final gratuity on the scale laid down in rule 77

74. Disability pensions and gratuities for short service officers found to be suffering from a disability on or after compulsory retirement.

A short service commissioned officer who is found, on or after compulsory relinquishment of his commission for reasons other than misconduct to be suffering from a disability attributable to military service may be granted a disability pension on the scale and under the conditions in rule 73 (i) to (iv)

75 Refusal to undergo medical treatment.

The provisions of rule 69 shall be applicable to short service commissioned officers.

C.—DISABILITY NOT ATTRIBUTABLE TO MILITARY SERVICE.

Officers holding permanent commission.

76 Rates of pensions and gratuities for officers holding permanent commission.

An officer holding a permanent commission who is retired on account of a disability not attributable to military service may be granted pension or gratuity as follows :—

(i) *Officer having 17 years of qualifying service and over*.—The ordinary rate of retiring pension.

(ii) *Officer having less than 17 years' qualifying service*.—The following amounts of gratuity :—

	Rs.
After 5 years qualifying service	4,500
„ 6 „ „ „	11,500
„ 7 „ „ „	
„ 8 „ „ „	
„ 9 „ „ „	
„ 10 „ „ „	
„ 11 „ „ „	
„ 12 „ „ „	17,500
„ 13 „ „ „	
„ 14 „ „ „	
„ 15 „ „ „	
„ 16 „ „ „	

Officers holding short service commission.

77 Gratuity for short service commissioned officers.

A short service commissioned officer retired on account of a disability not attributable to military service may be granted a gratuity at the rate of Rs. 100 for each complete month's qualifying service beyond the first nine months subject to a maximum of Rs 4,500. The first nine months of service shall not reckon towards this gratuity.

78.

SECTION IV—FAMILY PENSIONS AND GRATUITIES AND ALLOWANCES TO CHILDREN

79 To whom applicable

The rules in this section shall apply to the families of Indian commissioned officers of His Majesty's Indian Land Forces including those granted permanent commission in the I. M S and those seconded for duty with the Indian Air Force.

80 Pension cannot be claimed as a right.

A pension to the widow or other relative of a deceased officer or an allowance to a child shall not be claimed as a right. It shall not be granted when the applicant is shown to be unworthy, nor shall it be granted unless the officer's service has been such as, in the opinion of the Governor General, to justify the award.

81. Pension of a widow who dies before establishing her claim.

If the claim of a widow to a pension fails through her own neglect or omission to be established before her death the amount of pension to which she would have been entitled, if living shall not be allowed to her representatives.

82. Reduction of family pension and children's allowance in cases where another pension is granted.

If an applicant is granted any other pension or allowance on account of the officer's services, whether in the Army or in any other service capacity the grant admissible under these regulations shall be reduced by the amount of such pension or allowance

83 Conditions of admissibility of ordinary rates of family pension and children's allowance.

An ordinary *family pension* and/or children's allowance may be granted to the widows, and legitimate children under 18 years of age, of officers who die whilst on the active list or the retired list otherwise than through wound injury or disease directly attributable to the conditions of military service provided that

(i) the pecuniary circumstances of the applicant are such as in the opinion of the Governor General to justify the award

(ii) the officer married before joining or while on the active list and before retirement

(iii) the officer was not over 50 years of age at the time of his marriage,

(iv) the officer was not more than 25 years older than his wife,

(v) the officer survived his marriage by at least one year,

(vi) the officer, being liable to service, had not been excused at his own request, from serving, after being officially warned that his widow would thereby forfeit all claim to pension,

(vii) the officer did not retire with a gratuity

and,

(viii) subject to the provisions of rule 84 the officer had not less than the following periods of service qualifying for pension as an Indian commissioned officer (in the case of a retired officer prior to his retirement) —

(a) if he died whilst on the active list, or after compulsory retirement for age or non-employment, or if he retired on account of ill health rendering him permanently unfit for further service—10 years

(b) if he died after having retired voluntarily or for inefficiency or in disreputable circumstances—20 years

(ix) and further subject to any exception which the Governor General may approve in a particular case under rule 86 the widow was not separated from her husband at the time of his death.

84. Position of the family of a deceased officer promoted from the ranks whose service is insufficient to qualify for the grant of an ordinary family pension or children's allowance.

If the service of a deceased officer who was promoted from the ranks is insufficient to entitle his widow and children to a pension or children's allowance at the ordinary rate, the Governor General will decide what pension and/or allowance shall be granted provided that the service rendered in all ranks amounts to 10 years or 20 years as these rules may require— see rule 83

85. Conditions of admissibility of special rates of family pension and children's allowance

A special pension may be granted to the widow, parents, brothers or sisters of an officer or a special children's allowance to his legitimate children under 18 years of age, if his death was due to wounds, injuries or disease directly attributable to the conditions of military service,

provided that,

(i) the death occurred within 7 years after the officer was wounded or injured, or after he was first removed from duty on account of the disease,

(ii) and, in the event of death after retirement, the officer did not elect the conditions of voluntary retirement instead of retirement for disability,

and provided further that

(iii) *in the case of a pension for a widow or child*

(a) the officer married before joining or while on the active list and before he received the wound or injury or before he was removed from duty on account of the disease,

(b) when death is due to disease the officer survived his marriage by at least a year

(c) and, subject to any exception which the Governor General may approve in a particular case under rule 86, the widow was not separated from her husband at the time of his death

(iv) *in the case of a pension for a parent or parents*

(a) the officer left neither a widow nor children eligible for pension or allowance and

(b) the parent|parents were largely dependent on the officer at the time of his death or the father is dead or if living is incapable of self support through age or infirmity and the pecuniary and other circumstances of the parent|parents are such as, in the opinion of the Governor General, to justify the grant

(v) *in the case of a pension for brothers and sisters*

(a) the officer did not leave a widow child or parent eligible for pension or allowance

(b) the brothers and sisters were largely dependent on the officer at the time of his death and their

pecuniary and other circumstances are such as, in the opinion of the Governor General, to justify the grant.

86 Exception in cases of separation of widow from her husband at the time of his death.

(i) The Governor General may at his discretion grant a pension or gratuity to a widow who is not eligible for it under rules 83 (x), and 85 (iii) (c), because she was separated from her husband at the time of his death.

(ii) Should discretion as in clause (i) above be exercised, the *grant of a pension (ordinary or special, as the case may* be) and/or gratuity shall be at such rate within the scales laid down in these rules and subject to such conditions as the Governor General may determine

(iii) When the widow is not granted a pension for the reason that she was separated from her husband at the time of his death, an allowance to the legitimate children under 18 years of age may be granted at such rate within the scales laid down in these rules as the Governor General may determine.

87 Rank on which pension is assessed.

For the purposes of the tables in rules 88 and 89 " rank " shall mean the highest permanent rank held on the date of death if the officer was on the active list, or immediately before retirement if death occurs on the retired list,

provided that,

(a) the widow of an officer who retires voluntarily or is compulsorily retired on account of misconduct or inefficiency before completing one year's service in the rank in which he retired, shall be restricted to the pension of the Indian commissioned rank next below that in which her husband retired ,

(b) the Governor General will decide whether a widow may be allowed the pension attaching to any rank which was posthumously conferred upon her husband with effect from a date before that date of his death

and

(c) in no circumstances shall a retired officer, by virtue of his re-employment qualify his widow for a higher ordinary pension.

88 Maximum rates of ordinary pension to widows and allowance to children.

Rank of officer	Maximum ordinary pension to widow	Maximum ordinary children's allowance to each child.
	Rs. Per annum.	Rs. Per annum.
2nd lieutenant and lieutenant	600	215 (325, if motherless).
Captain	670	
Major	935	
Lieutenant-colonel	1,200	

If the deceased officer was placed on the retired list on account of inefficiency or in discreditable circumstances and was granted a reduced pension, the ordinary pension to the widow shall be reduced by half the percentage by which the officer's retiring pension was reduced.

89 Rates of special pension and children's allowance.

(a) *Widow*

Twice the maximum rates in rule 88 namely,

Rank of officer	Special pension. Rs. Per annum.
2nd lieutenant and lieutenant	1,200
Captain	1,340
Major	1,870
Lieutenant-colonel	2,400

(b) *Legitimate children.*

Rank of officer	Children's allowance at special rate. Rs. Per annum.
2nd lieutenant and lieutenant	320 (535, if motherless).
Captain	
Major	
Lieutenant-colonel	

(c) *Parent or parents*

At the discretion of the Governor General, and subject to such conditions as he may prescribe a pension not exceeding the following amounts — Rs. 935 per annum or if greater one and a half times the ordinary rate of widow's pension which would have been applicable in the particular case

(d) *Brothers and sisters*—

Brothers and sisters collectively (if there is more than one individual) —At the discretion of the Governor General, pension not exceeding in the total the ordinary rate of widow's pension and not exceeding Rs 320 per annum for any one of them.

Brother or sister (if there is only one individual) — At the discretion of the Governor General, pension not exceeding Rs. 320 per annum.

90 When payment of widow's pension ceases.

The ordinary or special pension granted to the widow of a deceased officer shall be discontinued under the following circumstances —

(i) if she proves unworthy of it

(ii) or if she re marries Pension shall cease from the date following that of her re marriage

(iii) or if her pecuniary circumstances become such as, in the opinion of the Governor General, not to justify the issue of a pension. This condition is *not* applicable to special pensions, except in cases of restoration of special pensions on second widowhood, *vide* rule 94 (ii)

91. When payment of children's allowance ceases

(i) The ordinary or special children's allowance granted to the child of an officer shall cease, as a rule, when the child attains the age of 18 years, or at the expiration of the year commencing on 1st April in which the child is otherwise provided for (or if a daughter, marries) or, in the case of a child granted the ordinary rate of allowance if the pecuniary circumstances of the child become such as not to justify the issue of an allowance whichever is the earliest

(ii) In special cases however in which it is shown that a child is afflicted with some mental or bodily infirmity, rendering it incapable of making adeqate exertion for its own support and that it is in distressed circumstances, or in cases where a child is an apprentice receiving not more than a nominal wage or is being educated at a secondary school, technical school or university, the allowance may be continued at the discretion of the Governor General.

92. When payment of parent's pension ceases.

A special pension which may be granted to the parent or parents of a deceased officer shall be discontinued.

(i) in the case of a parent who remarries, from the date of re-marriage

(ii) or if the pecuniary circumstances of the parent or parents become such as not to justify the issue of a pension.

93. When payment of brothers' and sisters' pension ceases.

Payment of the special pension granted to brothers and sisters of a deceased officer shall cease under the conditions laid down for the cessation of the ordinary rate of children's allowance in rule 91 (i) It may be continued after the age of 18 years under the same conditions as for children, if they are unfitted by infirmity to earn their living

94. Restoration of pension on second widowhood.

(i) The pension of a widow which was suspended on her re-marriage may be restored in the event of her again becoming a widow, if she is otherwise qualified, see also rule 83 (i)

(ii) In the case of a pension granted originally at the special rate, the income of the widow shall be taken into account in considering her claim to restoration of pension.

95 Grant of allowance to children after the normal age limits

The children's allowance (ordinary or special) may be granted at the discretion of the Governor General, to a child aged 18 years or over of a deceased officer

(i) in special cases where it is shown

(a) that the child became afflicted during the officer's lifetime with some mental or bodily infirmity rendering it dependent upon him, and incapable of making adequate exertion for its own support,

(b) that such incapacity dates from a period before the child reached the limit of age as above laid down and

(c) that the child is in distressed circumstances

or

(ii) in a case where the child is an apprentice receiving not more than a nominal wage or is being educated at a secondary school technical school or university

96 Grant of educational allowance to the child of an officer

In cases of pecuniary need and subject to the fulfilment of the conditions in clauses (i) (ii) and (iii) (a) and (b) of rule 85 the Governor General may at his discretion grant an educational allowance to each legitimate child of an officer whose death was due to wounds injuries

or disease directly attributable to the conditions of military service not exceeding Rs 310 per annum, commencing at the age of 8 years and ceasing at the age of 18 years. This allowance may be extended or granted after the age of 18 years when the education of the child is being continued at a secondary school technical school or university

97 Gratuity to the widow of an officer killed in action.

Subject to the provisions of rules 85 (iii) (c) and 90, the widow of an officer

(i) who is killed in action, or dies of wounds received in action within 7 years of being wounded,

or

(ii) who otherwise than through his own serious negligence or misconduct, is killed or dies of injuries sustained while on flying duty or while being carried on duty in aircraft under proper authority within 7 years of being injured,

may be granted, in addition to special pension, a gratuity as follows —

Rank of officer.	Gratuity Rs.
2nd lieutenant	1,335
Lieutenant	2,000
Captain	2,670
Major	4,000
Lieutenant-colonel	6,000

(iii) The rule in clause (ii) shall remain in operation for so long as a similar rule shall continue in force for officers of the Royal Air Force

98. Gratuity to the widow of an officer killed during peace in conditions similar to those of war

A gratuity on the scale laid down in rule 97 may be granted, in addition to pension, at the discretion of the Governor General, to the widow of an officer killed during peace conditions when the casualty is indistinguishable in character from that due to enemy action in war time.

99 Service rendered in aid of civil power

Service rendered in aid of civil power shall be treated as military service for the purpose of family pension.

CHAPTER III—THE INDIAN MILITARY NURSING SERVICE

SECTION I—RETIRING PENSIONS AND GRATUITIES

101. Pension and gratuity admissible and minimum qualifying service for pension.

Retiring pension or gratuity may be granted to permanent members of the Indian Military Nursing Service who are permitted to retire from the service, under the following rules Only complete years of qualifying service shall count The minimum qualifying service required for a retiring pension shall be 15 years and for a retiring gratuity, three years

102. Composition of retiring pension.

Retiring pension shall consist of two parts —

(a) a service element based on total qualifying service

(b) a rank element for the rank in which a lady nurse retires.

103. Rates of retiring pension.

The following shall be the rates of retiring pension —

	Per mensem. Rs.
(a) *The service element*—	
(i) For 15 years' qualifying service	50
(ii) For each completed year of qualifying service over 15	4
(b) *The rank element*, which is applicable only in the cases of matrons and is subject to a maximum of Rs. 110 per mensem—	
For each completed year of qualifying service in the rank of matron	10

104. Maximum retiring pension admissible

The maximum retiring pension, taking the service and rank elements together shall be

	Per mensem. Rs.
For a matron	200
For a sister	100
For a staff nurse	60

105. Scale of retiring gratuity

The scale of retiring gratuities admissible to members of the I M N S who are permitted to retire from the service

before the completion of 15 years' qualifying service shall be as under —

	Rs.
After 1 year's qualifying service	Nil.
" 2 " "	Nil.
" 3 " "	270
" 4 " "	270
" 5 " "	270
" 6 " "	600
" 7 " "	600
" 8 " "	600
" 9 " "	1,200
" 10 " "	1,200
" 11 " "	1,200
" 12 "	2,000
13 "	2,000
" 14 " "	2,000

106 What service counts for pension and gratuity

Service shall count for pension and gratuity as follows —

(a) *General*—Service from date of permanent appointment to the I. M N S

(b) *Temporary service*—All continuous temporary service as a temporary nurse rendered prior to joining the Indian Military Nursing Service on its formation on 1st October 1926 The Governor General may however, condone a break in temporary service upon such conditions as he may think fit to impose.

(c) *Leave periods*

All privilege leave

all sick leave on full pay, and

all sick leave on two-thirds of pay taken prior to, as well as after, the formation of the I M N S

107 Payment of gratuity in respect of lady nurses who die.

(a) No gratuity shall be payable to the estate of a lady nurse who dies while in the service

(b) The gratuity due to a lady nurse who leaves the service in circumstances entitling her to a gratuity and who dies before payment is made, shall be credited to her estate

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SECTION II—DISABILITY PENSION AND GRATUITY

A.—General.

112. Extent of application.

These rules apply to permanent members of the I. M. N. S.

113. Definition of service.

For the purposes of the rules in this section, 'service' shall mean service counting for ordinary pension or gratuity under the rules in Section I of this chapter.

114. Payment of gratuities to the estates of deceased lady nurses.

The provisions of rule 107 shall be applicable to disability gratuities.

B.—Disability attributable to military service.

115. Individuals who elect voluntary retirement.

A member of the I. M. N. S. who elects conditions of voluntary retirement shall not be eligible for an award on account of disability.

116. Rates of disability element.

(i) A member of the Indian Military Nursing Service when pronounced permanently unfit for general service on account of a disability attributable to military service may, on being invalided and subject to the provisions of clause (ii) of this rule, be awarded a disability element as shown below in addition to the gratuity on the scale laid down in rule 117 or the retiring pension for which eligible :—

	Disability element
(a) for 100 per cent. disablement	Rs. 50 per mensem.
(b) for a lesser degree of disablement down to 20 per cent.	proportionate amount based on Rs. 50 per mensem for 100 per cent. disability

(ii) The amount of the disability element and the period for which it shall be granted shall depend on the degree and duration of the disablement.

(iii) A disability element of pension shall not be awarded in respect of less than 20 per cent. disablement.

117 Scale of disability gratuity

The scale of disability gratuity admissible to a lady nurse who is invalided with less than 15 years' qualifying service shall be as follows —

	Rs.
After 1 year's qualifying service	60
" 2 years " "	150
" 3 " "	270
" 4 " " "	370
" 5 " " "	480
" 6 " " "	600
" 7 " " "	750
" 8 " "	960
" 9 " " "	1,200
" 10 " " "	1,450
" 11 " "	1,700
" 12 " " "	2,000
" 13 " "	2,300
" 14 " " "	2,600

118. Refusal to undergo medical treatment.

When a member of the Indian Military Nursing Service in receipt of a pension which includes a disability element unreasonably refuses to undergo an operation or other medical treatment which in the opinion of regulated medical authority would reduce the degree of her disablement, the Governor General will determine whether the disability element of pension shall be forfeited or reduced

119 Reserved rights.

Members of the Indian Military Nursing Service who were on the effective list on the 1st November 1931 shall have the option, at the time of being invalided, of electing to be governed by the rules in force prior to the 1st August 1930 (see Appendix I) Those who exercise this option shall not be eligible for a service pension but shall receive in addition to the disability pension admissible under para. 114-A of the Pension Regulations (1928 edition) as it stood prior to the 1st November 1931 a gratuity on the scale laid down in para. 114 *ibid* (See Appendix I)

C.—DISABILITY NOT ATTRIBUTABLE TO MILITARY SERVICE.

121. Gratuity admissible to lady nurses with less than 15 years' service

A lady nurse who has less than 15 years qualifying service and who is invalided on account of a disability not attributable to military service may be granted a gratuity on the scale laid down in rule 117

122. Pension admissible to lady nurses with 15 years' service and over

A lady nurse who is invalided from the service after 15 years' qualifying service on account of a disability not attributable to military service may be granted the ordinary rates of retiring pension admissible.

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CHAPTER IV—HOSPITAL MATRONS

125 What is admissible

Hospital matrons may on discharge after approved service be granted gratuities as under —

(a) *normal rates* —

	Rs.
(*i*) After 5 completed years' service	300
(*ii*) After 10 completed years service	750
(*iii*) After 15 completed years service	1,500
(*iv*) For each complete year of service over 15 years	150

(b) *rates of additional gratuity when compelled on account of sickness to resign at intermediate periods*

	Rs.
(*i*) Between 5 and 10 years—for each complete year	75
(*ii*) Between 10 and 15 years—for each complete year	[illegible]

CHAPTER V—INDIAN MEDICAL DEPARTMENT, ASSISTANT SURGEONS' BRANCH.

SECTION I—GENERAL.

126. Extent of application.

(i) *Those in military employ*—The rules in this Chapter shall apply to assistant surgeons and senior assistant surgeons of the Indian Medical Department in military employ

(ii) *Those in civil employ*

(a) *Retiring pensions*—Those in civil employ may be granted retiring pensions under the same rules as are laid down for those in military employ Leave taken under civil rules shall reckon towards military pension in accordance with the terms of rule 186 (ii)

(b) *Disability pensions and gratuities and family pension and children's allowance*—If disability or death is directly attributable to the conditions of service in civil employ the grant of pensions and gratuities shall be governed by the applicable civil rules.

If disability or death is not attributable to the conditions of service in civil employ the grant of pensions and gratuities shall be regulated under those rules as for disability or death not attributable to military service

127 Rate of exchange

Pensions of all classes, retiring, invalid, disability and family granted in rupees are, if drawn at or through the *Home treasury or in a colony where the Indian Government* rupee is not legal tender converted into sterling at the official rate of exchange subject to a minimum rate of *1s 9d* per rupee

Provided that the rupee pension of any pensioner who is entitled to the minimum rate of *1s 9d* under this rule and who has commuted any portion of that pension on or after 1st October 1927 shall be converted at the official rate of exchange, and to the resulting pension shall be added, so long as he is entitled to the minimum rate of *1s 9d*, the difference between the values of the full pension converted at that rate and at the official rate respectively

The concessions under this rule and its proviso have effect from 1st September 1934 and shall remain in force for so long as parallel concessions are admissible to civil pensioners (see Article 934, Civil Service Regulations)

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CHAPTER V—INDIAN MEDICAL DEPARTMENT, ASSISTANT SURGEONS' BRANCH.

SECTION I.—GENERAL.

126. Extent of application.

(i) *Those in military employ* — The rules in this Chapter shall apply to assistant surgeons and senior assistant surgeons of the Indian Medical Department in military employ

(ii) *Those in civil employ*

(a) *Retiring pensions*—Those in civil employ may be granted retiring pensions under the same rules as are laid down for those in military employ Leave taken under civil rules shall reckon towards military pension in accordance with the terms of rule 136 (ii)

(b) *Disability pensions and gratuities and family pension and children's allowance*—If disability or death is directly attributable to the conditions of service in civil employ the grant of pensions and gratuities shall be governed by the applicable civil rules.

If disability or death is not attributable to the conditions of service in civil employ the grant of pensions and gratuities shall be regulated under these rules as for disability or death not attributable to military service.

127 Rate of exchange

Pensions of all classes retiring invalid, disability, and family granted in rupees are if drawn at or through the *Home treasury or in a colony where the Indian Government* rupee is not legal tender converted into sterling at the official rate of exchange subject to a minimum rate of 1*s* 9*d* per rupee

Provided that the rupee pension of any pensioner who is entitled to the minimum rate of 1*s* 9*d* under this rule and who has commuted any portion of that pension on or after 1st October 1927 shall be converted at the official rate of exchange, and to the resulting pension shall be added, so long as he is entitled to the minimum rate of 1*s* 9*d*, the difference between the values of the full pension converted at that rate and at the official rate respectively

The concessions under this rule and its proviso have effect from 1st September 1934 and shall remain in force for so long as parallel concessions are admissible to civil pensioners (see Article 934, Civil Service Regulations)

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SECTION II—RETIRING PENSION

132 Admissibility of retiring pensions.

Retiring pensions may be granted to senior assistant surgeons and assistant surgeons who are permitted to retire from the service, under the following rules An officer who may be promoted to the rank of lieutenant-colonel shall receive pension as for the rank of major

133 Minimum service required for a retiring pension.

(i) The minimum service required for a retiring pension shall be 25 years qualifying service but a senior assistant surgeon or an assistant surgeon may be permitted to retire on a retiring pension in special circumstances to be approved by the Governor General, after completion of 21 years' qualifying service

(ii) Only complete years of qualifying service shall count for pension.

134. Rates of retiring pension.

The rates of retiring pension shall be as under :—

(a) *Senior assistant surgeons and 1st class assistant surgeons with 25 years qualifying service and over*

—	Rank or Grade.			
	Senior Assistant Surgeon (Major).	Senior Assistant Surgeon (Captain).	Senior Assistant Surgeon (Lieutenant).	Assistant Surgeon, 1st Class.
	Per mensem.	Per mensem.	Per mensem.	Per mensem.
	Rs.	Rs.	Rs	Rs.
After 25 years qualifying service	360	290	240	195
For each further completed year of qualifying service	20	20	20	15
Maximum pension admissible (32 years qualifying service).	500	450	380	300

(b) *Assistant surgeons of 2nd 3rd and 4th classes with 25 years' qualifying service and over*

—	Grade.	
	Assistant Surgeon, 2nd Class.	Assistant Surgeon, 3rd or 4th Class.
	£ per annum or Rs. per mensem.	
After 25 years service	154	123
" 26 " "	158	126
27 " "	162	129
" 28 " "	166	132
29 " "	170	135
" 30 " "	174	138
" 31 "	178	141
" 32 "	182	144
33 "	186	147
34 "	190	150

(c) *Senior assistant surgeons and assistant surgeons permitted to retire in special circumstances with 21 but less than 25 years qualifying service*

Senior assistant surgeon and assistant surgeon, 1st Class.	Rs. 160 per mensem.
2nd, 3rd and 4th class assistant surgeon	Rs 110 per mensem or £110 per annum (see rule 135).

135 Conditions under which sterling and rupee rates are payable

(a) Assistant surgeons of the 2nd, 3rd and 4th class who joined the Indian Medical Department before the 20th December 1921 shall

(i) if resident in India or elsewhere where the Indian Government rupee is legal tender receive their pensions at rupee rates

(ii) if resident in the United Kingdom or elsewhere where the Indian Government rupee is not legal tender receive their pensions at sterling rates

(b) Assistant surgeons of the 2nd, 3rd and 4th classes who joined the Indian Medical Department on or after the 20th December 1921 or who may join hereafter, shall be restricted to the rupee rates of pension, irrespective of the place of residence

136 Service qualifying for pension.

Service qualifying for pension shall be as under —

(i) *General.*—All service from the date of appointment to the rank of assistant surgeon 4th class, excluding any service forfeited by a special order

(ii) *Periods of leave*—All leave (including study leave) in and out of India, except that those in civil employ who proceed on leave pending retirement under civil rules on or after the 1st June 1939 shall be allowed to count such leave up to a maximum of one year only

(iii) *Period of suspension from duty*—The period of suspension in the case of an officer or warrant officer who emerges from a court of enquiry or court martial with results favourable to him.

In the reverse case the Governor General will decide whether the time passed under suspension shall count for pension.

(iv) *Former service of retrenched assistant surgeons, re employed permanently and those who resigned the service but were subsequently re-instated permanently*—All qualifying service rendered before retrenchment or resignation and all qualifying service while on temporary contract or probation during re-employment, provided that the gratuity paid on retrenchment has been refunded in full, either in a lump sum or by instalments at the rate of one-fifth of monthly emoluments.

The period from the date of retrenchment or resignation to the date of re-employment on temporary contract or probation shall not count.

137 Service on half pay does not count.

A member of the Indian Medical Department holding commissioned rank shall not count as service for pension any period spent on half pay

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SECTION III—ADDITIONAL PENSION FOR GALLANT OR DISTINGUISHED CONDUCT

141. Additional pension for gallant or distinguished conduct.

An assistant surgeon of warrant rank shall be eligible, on retirement for the award of the additional pension of *6d* a day granted under the provisions of the Royal Warrant to holders of decorations for gallant or distinguished conduct provided that he fulfils the conditions laid down therein for the grant of such pension

142.

SECTION IV—DISABILITY PENSIONS AND GRATUITIES OF SENIOR ASSISTANT SURGEONS AND ASSISTANT SURGEONS OF THE I. M. D

A.—General.

143 Admissibility of disability pensions and gratuities and their reduction in certain cases.

Disability pensions and gratuities may be granted under the following rules. If invaliding is due to a disability attributable to or aggravated by irregular or intemperate habits, the rates of pension and gratuity shall be subject to such reduction as the Governor General may determine. An officer who may be promoted to the rank of lieutenant-colonel shall receive disability pension as for the rank of major

144. Rates of pension and gratuity subject to alteration.

The rates of disability pension and gratuity may be revised as and when the Governor General may determine.

B—Disability attributable to military service.

145 Individuals who elect voluntary retirement.

An officer or warrant officer of the I M. D who elects the conditions of voluntary retirement shall not be eligible for the award of a disability element of pension.

146 Refusal to undergo medical treatment.

If an officer or warrant officer of the I. M D who is in receipt of a disability element of pension unreasonably refuses to undergo an operation or other medical treatment which in the opinion of regulated medical authority would reduce the degree of his disablement the disability element of pension may be cancelled or reduced as the Governor General may determine

147 Amount of disability element and period for which granted—Commissioned Officers.

(i) In addition to a service element of pension an assistant surgeon with commissioned rank who has been pronounced permanently unfit for further general service on account of disability attributable to military service may on being invalided from the service and subject to the provisions of clause (ii) of this rule be awarded a disability element of Rs 100 per mensem for total disablement or a proportionate amount for a lesser degree of disablement down to Rs. 20 for a 20 per cent disablement.

(ii) The amount of the disability element and the period for which it shall be granted shall depend on the degree and the duration of the disablement.

(iii) A disability element shall not be awarded in respect of less than 20 per cent. disablement.

148 Scale of service element—commissioned officers

The scale of service element referred to in rule 147 shall be as follows —

(a) *Officers with 25 years' qualifying service and more* — The rates laid down for retiring pension in rule 134 (a)

(b) *Officers with less than 25 years' qualifying service.*

	Rank.		
	Major	Captain.	Lieutenant.
	Rs. per mensem	Rs. per mensem.	Rs. per mensem.
With 18 completed years qualifying service.			170
With 19 completed years qualifying service.			180
With 20 completed years qualifying service		—	190
With 21 completed years qualifying service.		210	200
With 22 completed years qualifying service.		250	210
With 23 completed years qualifying service.		260	220
With 24 completed years qualifying service.	350	270	230

149 Amount of disability element and period for which granted—Warrant Officers

(i) In addition to a service element of pension, an assistant surgeon of warrant rank who has been pronounced permanently unfit for further general service on account of a disability attributable to military service may, on being invalided from the service and subject to the provisions of clause (ii) of this rule and rule 151 be awarded a disability element The full disability element shall be Rs. 90 per mensem for total disablement down to Rs. 18 per mensem for 20 per cent disablement

(ii) The amount of the disability element and the period for which it shall be granted shall depend on the degree and the duration of the disablement.

(iii) A disability element shall not be awarded for less than 20 per cent. disablement.

150 Scale of service element—warrant officers.

(i) The scale of full service element referred to in rule 149 shall be as follows —

(a) *Warrant officers with 25 years' qualifying service and more.*—The rates laid down for retiring pension in rules 134 (a) and (b)

(b) *Warrant officers with less than 25 years qualifying service.*

—	Rank.		
	Assistant Surgeon, 1st class.	Assistant Surgeon, 2nd class.	Assistant Surgeon, 3rd and 4th class.
	Rs. per mensem.	Rs. per mensem.	Rs. per mensem.
After 15 completed years' qualifying service.	118	114	93
After 16 completed years qualifying service.	126	118	96
After 17 completed years qualifying service.	134	122	99
After 18 completed years qualifying service.	142	126	102
After 19 completed years qualifying service.	150	130	105
After 20 completed years qualifying service.	158	134	108
After 21 completed years qualifying service.	166	138	111
After 22 completed years qualifying service	174	142	114
After 23 completed years qualifying service.	182	146	117
After 24 completed years qualifying service	190	150	120

151. Both disability and service elements may not be drawn in full by warrant officers

The disability and service elements shall not be drawn together in full by warrant officers, whichever is at any time the larger shall be drawn in full and only half the other

152. Gratuity admissible when service element has not been earned by warrant officers.

A warrant officer who has not qualified for the grant of a service element of disability pension, may be granted a gratuity, as under, in addition to the full disability element of pension —

		Rs.
Under	5 completed years' qualifying service	Nil.
After	5 ,, ,, ,, ,,	70
,,	6 ,, ,, ,, ,,	140
,,	7 ,, ,, ,, ,,	210
,,	8 ,, ,, ,, ,,	280
,,	9 ,, ,, ,, ,,	350
,,	10 ,, ,, ,, ,,	420
,,	11 ,, ,, ,, ,,	490
,,	12 ,, ,, ,, ,,	560
,,	13 ,, ,, ,, ,,	630
,,	14 ,, ,, ,,	700

153 Injuries sustained whilst on flying duty

Disabilities sustained by members of the Indian Medical Department otherwise than through their own negligence or misconduct, while being carried on duty by aircraft under proper authority shall be viewed as attributable to military service for the purposes of these rules

This concession shall remain operative for so long as service in aircraft is regarded as field service for personnel of the R A. F

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C.—Disabilities not attributable to military service.

157. Commissioned officers

An assistant surgeon with commissioned rank who is retired on account of a disability not attributable to military service shall be granted pension as in rule 148

158. Warrant officers

An assistant surgeon of warrant rank who is discharged or retired on account of a disability not attributable to military service shall be granted a pension or gratuity in accordance with rules 150 and 152.

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SECTION V—FAMILY PENSIONS AND GRATUITIES AND CHILDREN'S ALLOWANCES TO THE FAMILIES OF SENIOR ASSISTANT SURGEONS AND ASSISTANT SURGEONS OF THE I. M. D

161. Pension cannot be claimed as a right.

The grant of a pension to the widow or other relative, or an allowance to a child, of a deceased officer or warrant officer of the I M D shall not be claimed as a right. It shall not be granted when the pensioner is shown to be unworthy, nor shall it be granted unless the officer's or warrant officer's service has been such as to justify it.

162. *No pension admissible to the representatives of a widow* who dies before establishing her claim.

If the claim of a widow to pension fails, through her own neglect or omission to be established before her death, the amount of pension to which she would have been entitled, if living, shall not be allowed to her representatives.

163. Definition of the terms "child" and "children"

The terms "child" and "children" used in these rules shall mean respectively "legitimate child" and "legitimate children"

164. Currency in which pension is paid.

(i) The widow, children or other dependants of an officer or warrant officer who joined the Indian Medical Department before the 20th December 1921 shall be paid the sterling rates shown in these rules if resident in Europe or in a country where the rupee is not legal tender Rupee rates shall be paid while resident in India or in any country where the rupee is legal tender

(ii) The widow children or other dependants of an officer or warrant officer who joined the Indian Medical Department on or after 20th December 1921 will be paid the rupee rates irrespective of place of residence For the rate of exchange at which the rupee rates, if drawn in a country where the rupee is not legal tender, will be converted into sterling, see rule 127

165 Conditions of admissibility of an ordinary pension and ordinary children's allowance.

An *ordinary pension and children's allowance may* be granted to the widow and children of an officer or warrant officer of the I. M. D who dies while in the service or on the pension establishment otherwise than through wounds,

injuries or disease directly attributable to the conditions of military service, provided that,

(i) the widow was married to the officer or warrant officer before his retirement.

If however, an officer or a warrant officer marries after retirement but before attaining the age of 60 years and is subsequently taken into re-employment on account of a national emergency, or if he marries during his re-employment but before attaining the age of 60 years, his widow may be granted a pension, if in other respects eligible

(ii) the officer or warrant officer survived his marriage by at least one year, unless it be shown that he was manifestly in good health at the date of his marriage and that his death was caused by disease or injury not due to causes within his own control.

(iii) the widow was not separated from her husband at the time of his death. (The Governor General may in a particular case, sanction a departure from this rule—see also rule 167)

and

(iv) their pecuniary circumstances are such as to justify the grant of a pension or allowance

160 Conditions of admissibility of a special pension or a special children's allowance.

A special pension may be granted to the widow, parents brothers or sisters or a special allowance to the children, of an officer or warrant officer of the I. M D., if his death is due to wounds injuries or disease directly attributable to the conditions of military service, provided that

(a) death occurred within seven years after the officer or warrant officer was wounded or injured, or after he was first removed from duty on account of the disease

(b) death was not the result of injury or illness due to his own fault or negligence

and

(c) in the event of death after retirement the officer or warrant officer did not elect the conditions of voluntary retirement instead of retirement for disability

and provided further that

(d) *in the case of a pension for a widow or allowance for a child,*

(i) the officer or warrant officer married before he received the wound or injury or before he was removed from duty on account of the disease,

(ii) in the case of disease the officer or warrant officer survived his marriage by at least one year unless it can be shown that he was manifestly in good health at the time of his marriage

and

(iii) the widow was not separated from her husband at the time of his death The Governor General may in a particular case sanction a departure from this rule—see also rule 167

(e) *in the case of a pension for a parent or parents,*

(i) the officer or warrant officer left neither widow nor child eligible for pension,

and

(ii) the parents are in pecuniary need and were largely dependent on the officer or warrant officer at the time of his death

(f) *in the case of a pension for brothers and sisters,*

(i) the officer or warrant officer did not leave a widow child or parent eligible for pension,

and

(ii) the brothers and sisters are in pecuniary need and were largely dependent on the officer or warrant officer at the time of his death

167 Exception in cases of separation of widow from her husband at the time of his death.

(i) The Governor General may at his discretion grant a pension or gratuity to a widow who is not eligible for it under rules 165 and 166 because she was separated from her husband at the time of his death.

(ii) Should discretion as in clause (i) above be exercised the grant of a pension (ordinary or special, as the case may be) and gratuity shall be at such rate within the scales laid down in these rules, and subject to such conditions as the Governor General may determine.

(iii) When the widow is not granted a pension for the reason that she was separated from her husband at the time of his death, an allowance may be granted to the children at the discretion of the Governor General.

168. Rank on which pension is assessed.

The pension of the widow of an officer shall ordinarily be determined by the permanent rank which her husband held on the date of his death, if on the active list,

or

immediately before retirement, if on the retired list

but

the pension of a widow of an officer who retires voluntarily

or

who is compulsorily retired on account of misconduct or inefficiency

before completing one year's service in the rank in which he retired, shall be restricted to the pension of the rank immediately below

169 Maximum rates of ordinary pension to widows and ordinary children's allowance to children.

The *maximum* rates of ordinary pension admissible to widows and ordinary children's allowance admissible to children of officers and warrant officers shall be as shown below :—

—	Pension to widow		Allowance to each child.	
	Per annum.	Per mensem.	Per annum.	Per mensem.
	£	Rs.	£	Rs.
Lieutenant-Colonel (if granted this rank in an exceptional case).	90	90		
Major	0	0	16	16
Captain	50	50	(25 if motherless).	25
Lieutenant	45	45		
Warrant officer	30	30	10	10
			([illegible] if motherless)	[illegible]

170 Rates of special pensions and special children's allowances

The rates of special pensions and children's allowances shall be as follows —

(a) *Widows and children.*

(i) *Officers*

—	Widows. Special rates.		Children. Special rates.	
	Per annum	Per mensem.	Per annum.	Per mensem.
	£	Rs.	£	Rs.
Lieutenant-colonel (if granted this rank in an exceptional case).	180	180	24 (40 if motherless).	24 (40 if motherless).
Major	140	140		
Captain	100	100		
Lieutenant	90	90		

(ii) *Warrant officers*

	Per annum.	Per mensem.
	£	Rs
A widow not over 40 years of age and without children.	47	47
A widow with a child or children entitled to children's allowance or over 40 years of age; or a widow under 40 years of age without children when there is satisfactory medical evidence that she is unable to earn.	65	65
A widow over 60 years of age	72	72
Each child	13 (26 if motherless).	13 (26 if motherless).

(b) *Parents*

(i) *Officers*

One parent or both parents jointly other than as provided for in the clause next below	At a rate not exceeding the ordinary rate of a widow's pension.
When the parents or one of the parents attains the age of 65 or if one of them is seriously incapacitated by ill-health	Pension as at next above may be increased by one-half.

(ii) *Warrant officers*

Both parents jointly	At a rate not exceeding £26 a year or Rs. 26 a month.
If one parent only is living	At a rate not exceeding £20 a year or Rs. 20 a month.
When the parents or one of the parents attains the age of 60 years or if one of them is seriously incapacitated by ill-health.	Pension may be increased by one-third, subject to a maximum of £33 a year or Rs. 33 a month.

(c) *Brothers and sisters*

(i) *Officers*

Brothers and sisters collectively [if there is more than one individual (brothers or sisters)].	At a rate not exceeding the ordinary rate of widows pension provided that the limit of £24 a year or Rs. 24 a month for each individual is not exceeded.
If there is only one individual (brother or sister).	At a rate not exceeding £24 a year or Rs. 24 a month.

(ii) *Warrant officers*

Brothers and sisters collectively [if there is more than one individual (brothers or sisters)].	At a rate not exceeding £26 a year or Rs. 26 a month.
If there is only one individual (brother or sister).	At a rate not exceeding £13 a year or Rs. 13 a month.

171. Issue of special allowance to children at the motherless rate

Special children s allowance at the motherless rate may be issued to the children of a deceased warrant officer in cases where the widow has forfeited her pension through misconduct, provided that the children are removed from her control.

172. When payment of widow's pension ceases.

The ordinary or special pension granted to the widow of a deceased officer or warrant officer shall be discontinued in the following circumstances —

(i) if she proves unworthy of it,

(ii) if she remarries (pension shall cease from the date following that of her remarriage)

or

(iii) if her pecuniary circumstances become such as not to justify the issue of a pension. This condition is *not* applicable to special pensions,

except in cases of restoration of special pensions on second widowhood *vide* rule 170 (ii)

173 When payment of children's allowance ceases

Payment of the ordinary or special allowance to a child of an officer or warrant officer shall cease as a rule—

(a) *in the case of those who entered service on or before 1st May 1934*

(i) When a son attains the age of 18
when a daughter attains the age of 21

or

(ii) at the expiration of the year commencing on 1st April in which the child is provided for or if a daughter marries

whichever is earlier

(b) *in the case of those who entered the service after 1st May 1934*

(i) When a son or daughter attains 18 years of age

or

(ii) at the expiration of the year commencing on 1st April in which the child is provided for or if a daughter marries,

whichever is earlier

(c) *in the case of all ordinary children's allowances irrespective of the date on which the officer or warrant officer entered service* —If the pecuniary circumstances of the recipient become such as not to justify the issue of an allowance.

(d) *In the case of all children irrespective of the date on which the officer or warrant officer entered service* —

(i) *If admitted into the Lawrence Royal Military School Sanawar the Lawrence Memorial Royal Military School Lovedale or the Abu Lawrence School Mount Abu*—Children admitted into these schools whose mothers have re-married and who are required to pay fees with reference to the income of their stepfathers shall have their allowances withheld for the period of their maintenance in the school but shall not have to pay any fees to the school for their maintenance except the difference if any, between the allowance

admissible and the fees of the school. The allowance shall be paid during holiday periods when the children are not maintained in the school, but the parents shall be required to pay the school fees during that period.

Children whose mothers have not re-married and who are not required to pay fees shall also have their allowances withheld during the period of their maintenance in the school. If, however the allowance exceeds the *per capita* rate of Government contribution to the school, the difference shall be paid to the parent or guardian for the children's benefit. The allowance shall be paid in full during holiday periods when the children are not maintained in the school.

(ii) *If admitted into the Lawrence College Ghora Gali.*—The allowance for which eligible shall be paid in full.

(iii) *If admitted into any other orphanage*—A child admitted into an orphanage to which the Government of India makes a grant for the child's maintenance equal to or greater than the children's allowance shall not draw children's allowance but if such grant be less than the allowance the difference shall be paid to the mother or guardian for the child's benefit

(iv) *If admitted as military medical pupils into the Government Medical Colleges at Madras Bombay and Calcutta.*—The children's allowance shall be withheld so long as the children are in receipt of an allowance or scholarship under rule 94 or 95, Pay and Allowance Regulations, Vol. II.

174. When payment of parent's pension ceases.

The special pension granted to the parent or parents of a deceased officer or warrant officer shall be discontinued,

(i) in the case of a parent who re-marries, from the date of re-marriage

or

(ii) if the pecuniary circumstances of the pensioner become such as not to justify the issue of a pension

175 When payment of brothers' and sisters' pension ceases.

Payment of the special pension granted to the brothers and sisters of a deceased officer or warrant officer shall cease,

(i) under the conditions laid down for the children of officers and warrant officers in clauses (a) and (b) of rule 173, or

(ii) if their pecuniary circumstances become such as not to justify the issue of a pension.

176 Restoration of pension on second widowhood.

(i) The pension of a widow of an officer or warrant officer, which was suspended on her re marriage, may be restored in the event of her again becoming a widow, if she is otherwise qualified see also rule 165 (iv)

(ii) In a case where a special pension was granted, the income of the widow shall be taken into account in considering her claim to restoration of pension.

177 Continuance or grant of children's allowance to children after the normal age limits.

The children's allowance (ordinary or special) may be granted or continued at the discretion of the Governor General, to a child of an officer or warrant officer, over the limits of age laid down in rule 173 in special cases —

(i) when a child suffers from an infirmity preventing it from earning a livelihood

or

(ii) when a child is being educated at a secondary school, technical school or university, or is an apprentice receiving not more than a nominal wage In the case of a child of a commissioned officer such allowance may be continued or granted after the prescribed age limit concurrently with education allowance awarded under rule 179

178 Continuance of special pension to brothers and sisters after normal age limits.

A special pension may be continued to the brothers and/or sisters of a deceased officer or warrant officer over the prescribed age limits as under —

(i) *Those of officers* —Under the same conditions as for children of officers, if they are unfitted by infirmity to earn their living

(ii) *Those of warrant officers* —Under the same conditions and in the same circumstances as in the case of children of warrant officers.

179 Education allowance to the child of an officer

Each child of a commissioned officer who dies in the circumstances described in rule 166 may in addition to the special children's allowance admissible and in cases of pecuniary need, be granted an education allowance, not exceeding £30 a year or Rs 35 a month, commencing at the age of 8 years and ceasing at the age of 18 years. The education allowance may be extended or granted after the age of 18 years when the education of the child is being continued at a secondary school technical school or university

180 Gratuity to the widow of an officer killed in action.

Subject to the provisions of rules 166 (d) (iii) and 167 the widow of a commissioned officer —

(i) who is killed in action or dies of wounds received in action (within seven years of being wounded),

or

(ii) who, otherwise than through his own serious negligence or misconduct, is killed or dies of injuries sustained while on flying duty or while being carried on duty in aircraft under proper authority (within seven years of being injured)

may in addition to the special pension provided for in rule 170 (a) be granted a gratuity as follows —

Rank of officer	Gratuity
	£
Major or lieutenant-colonel if granted the latter rank in an exceptional case	300
Captain	200
Lieutenant	150

The rule in clause (ii) above shall remain in operation so long as a similar rule remains in force for officers of the R A F

181 Compassionate allowances in cases not covered by rule

The Governor General may sanction in cases which though not covered by rule are in his opinion deserving, a compassionate allowance up to a maximum of Rs. 30 a month in any individual case to the widow son or daughter of an officer or warrant officer of the Indian Medical Department who is residing in India in indigent circumstances. This allowance shall be admissible only for so long as the recipient is residing in India.

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CHAPTER VI—SOLDIERS OF THE AUXILIARY FORCE, INDIA.

DISABILITY AND FAMILY PENSIONS.

186 Conditions of grant.

The disability pensions of soldiers of the Auxiliary Force, India who are pronounced permanently unfit for general military service owing to a disability attributable to *military service* (which includes periods of actual training) and the family pensions of the dependants of soldiers of the Force who die from wounds injuries or disease directly attributable to the conditions of military service shall be governed by the rules laid down in the Royal Warrant for corresponding ranks of the Territorial Army in the United Kingdom.

187 Classification of civilians for pension.

For purposes of this chapter soldiers of the Auxiliary Force shall be classified into three groups —

(A) Civilian Government servants to whom the Civil Services (classification, control and appeal) Rules apply, in respect of whose pensions the power to make rules is under those Rules reserved to the Secretary of State in Council, and civilian officers whose appointments to posts in the Defence Services were made by the Secretary of State in Council.

(B) Civilian Government servants other than those specified at (A) above

(C) Civilians who are not Government servants, including civilian Government pensioners

188. Eligibility for pension—how determined.

The conditions set out below shall apply to the soldiers included in the three groups referred to in the preceding rule —

Group (A)

Eligibility for disability or family pension in respect of a soldier in this Group shall be determined by the actual military rank held at the time of the casualty creating the claim, in which case military disability or family pension is

admissible, at the rates and under the rules specified in rule 186,

provided that

those who were in service on the date of promulgation of the Superior Civil Services (Extraordinary Pension) Rules, 1936, *viz.*, 28th January 1937, shall have the option of electing to receive the awards admissible at the rates and under the conditions laid down in those rules. This option shall be exercised by the soldier himself if he is disabled or by his widow and children if any if he is killed. The option, once exercised, shall be final

Group (B)

(a) *Those who whilst holding their civil posts are subject to the rules in Chapter XXXVIII C S R*

Eligibility for disability or family pension shall be determined either

(i) by the actual military rank held at the time of the casualty creating the claim in which case disability and family pensions shall be admissible at the rates and under the rules specified in rule 186

or

(ii) by the relative rank assigned to the soldier under chapter XXXVIII, C S. Regs. in which case disability and family pensions shall be admissible under the rules in that chapter,

whichever the soldier or his family as the case may be may elect.

The election may be made at any time during the service or after it and once made, shall be final.

(b) *Others*.—Eligibility for disability or family pension shall be determined by the actual military rank held at the time of the casualty creating the claim and disability or family pension shall be admissible at the rates and under the rules specified in rule 186

Group (C)

In lieu of the pension admissible under rule 186, the Governor General may grant compassionate allowance of a suitable amount to the soldier or his family, provided that the *following conditions* are satisfied —

(i) that the casualty occurs as a result of military service rendered in a campaign or when called to army service for military duty

(ii) that the civil status of the person in respect of whom the claim arises may in the opinion of the Governor General reasonably be regarded as higher than the status attaching to his rank in the Auxiliary Force.

(iii) that marked and exceptional hardship would result from the grant of pension admissible according to military rank.

189 Service in aid of the civil power

Service rendered by soldiers of the Auxiliary Force, India in aid of the civil power is treated as military service for the purpose of disability and family pensions.

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CHAPTER VII—INDIAN OFFICERS WARRANT OFFICERS AND OTHER RANKS, ENROLLED NON COMBATANTS INCLUDING FOLLOWERS TEMPORARY PERSONNEL, RELIGIOUS TEACHERS AND PRIVATE SERVANTS

SECTION I—GENERAL.

191. Arrangement of rules in this chapter

The arrangement of rules in this chapter is as follows —

Section I —General rules.
Section II —What service counts for pension and gratuity
Section III – Scales of gratuity
Section IV —Rates of ordinary and special pensions and gratuities of combatants.

Sub-Section I – Those granted commissions as honorary King's commissioned officers or honorary Indian commissioned officers including those of the Indian Medical Department.

Sub-Section II —Combatants of cavalry artillery except Indian personnel of artillery employed in Fort Armaments, infantry sappers and miners, signal corps armoured car regiments and combatant artificers of the I. A. O C

Sub-Section III.—Indian Army Ordnance Corps except combatant artificers, and Fort Armaments.

Sub-Section IV —Indian Army Veterinary Corps except veterinary assistant surgeons.

Sub-Section V —Indian Hospital Corps except the General Section.

Sub-Section VI.—Royal Indian Army Service Corps (Animal Transport)
Royal Indian Army Service Corps (Supply).
Royal Indian Army Service Corps (Mechanical Transport).

Sub-Section VII.—Military Farms Department.
Sub-Section VIII.—Army Remount Department.
Sub-Section IX.—Cantonments Department.
Sub-Section X.—Recruiting establishment.
Sub-Section XI.—India Unattached List and military assistant clothing examiners.
Sub-Section XII.—Veterinary assistant surgeons.
Sub-Section XIII.—Indian Medical Department (sub-assistant *surgeons*)
Sub-Section XIV —Warrant officers of all arms and services.

192. Definitions.

(i) In the following rules, the phrase 'Indian officers' shall mean Viceroy's commissioned officers including officers holding honorary King's commissions and commissions as honorary Indian commissioned officers in His Majesty's Indian Land Forces.

(ii) The term 'Pension' used in these rules shall include gratuity except when it is used in contradistinction to gratuity.

(iii) The term 'Temporary personnel' used in these rules shall not include 'Private servants'.

(iv) The phrase 'Indian military pensioners' shall mean individuals pensioned under the rules in this Chapter.

193. Rank on which pension is assessed

The rate of ordinary or special pension admissible shall be assessed on the lowest rank or grade held by the individual

during the last three years of his service qualifying for pension except

(i) when he is invalided from the service on account of a pensionable disability attributable to military service

(ii) when he is eligible for mustering-out pension under rule 316.

If the disability is so attributable or if he is eligible for mustering-out pension, the last rank or grade held prior to discharge shall be the basis for the assessment of pension.

194. Condonation of deficiency of service in a particular rank.

A competent authority may condone a deficiency of service in a particular rank not exceeding three months, except on voluntary retirement

195 Forfeiture of pension or gratuity by individuals dismissed under the I. A. Act.

An individual who is subject to the I. A. Act and who is dismissed under the provisions of that Act shall forfeit all claim to pension or gratuity in respect of all previous service.

196 Grant of pension or gratuity to individuals discharged under the I. A. Act.

An individual who is subject to the I. A. Act and who is discharged under the provisions of that Act and the Rules made thereunder shall be granted any pension or gratuity to which he may be entitled under these rules

197 Only one pension admissible.

Except where otherwise specially provided for no individual may draw more than one pension the inferior pension shall lapse

198 When gratuity lapses to the State.

(i) Subject to the provisions of clause (ii) of this rule, the service or invalid gratuity admissible under these rules to an Indian combatant or non-combatant after completion of service or on invalidment shall lapse to the State in the event of the person concerned dying whilst in the service after having earned such gratuity

(ii) The above rule shall not apply to

(a) the gratuity admissible to silladar camel transport drivers under rule 331,

and

(b) the gratuity of Rs. 3 p. m. admissible to Gurkha reservists under rule 301.

199 Men invalided on account of leprosy

Combatant soldiers of the Indian Army and men of the Indian Hospital Corps, who are invalided on account of leprosy and who are not entitled to a pension or gratuity under rule may be granted such gratuity as the competent authority may decide provided that the general spirit of the regulations is observed.

200 Men invalided on account of malingering or indulgence in drugs or drink.

An individual (including an enrolled non-combatant or follower eligible for pension or gratuity under military rules) invalided in consequence of malingering or of any disorder (including insanity) resulting from indulgence in drugs or drink shall be ineligible for pension irrespective of length of service but shall be dealt with as follows —

(i) *If he has rendered sufficient qualifying service to earn a pension* —He may at the discretion of the competent authority be granted the whole or part of the maximum gratuity laid down for his class in Section III of this Chapter

(ii) *If he has rendered sufficient qualifying service to earn a gratuity only* —He may at the discretion of the competent authority be granted the whole or part of the gratuity normally admissible according to length of qualifying service

201 Men who aggravate or retard the cure of their disability

An individual (including an enrolled non-combatant or follower eligible for pension or gratuity under military rules) who aggravates or retards the cure of his disability shall forfeit all claim to any class of pension or gratuity

202. Circumstances in which pension and gratuity may be withheld.

The Governor General may in individual cases order that the

service }
disability } pension
family }

children s allowance

gratuity

or

any arrears thereof

admissible in respect of Indian ranks and others of the Indian Army and ancillary services shall be withheld where exceptional reasons exist for considering that the grant of such concession would be opposed to the general spirit of these rules.

203 Treatment of pensioners who are re-employed in an emergency or of individuals who continue to be employed in a civil capacity after earning a military pension.

(i) *If re employed in an emergency after discharge from service*—Pension, in addition to pay, shall be granted to—

(a) Indian military pensioners who are re-employed on mobilization in a military or civil capacity in the Defence Services,

and may, at the discretion of the Governor General be granted to

(b) Indian military pensioners who are re-employed in a military or civil capacity in the Defence Services, in other emergencies in which the enrolment or re-employment of a large number of pensioners is necessary

but such re-employed service shall not count towards a higher rate of pension.

(ii) *If continuing to be employed in a civil capacity after earning a military pension*—See Rule 6 of this Part

204 Treatment of pensioners who are re-employed otherwise than in an emergency

(a) *In a civil capacity other than in the Frontier Irregular Corps as provided for in clause (e) below*—See Rule 6 of this Part.

(b) *In a military capacity other than in the Reserves and Fort Armaments and Defences as provided for in clauses (c) and (d) below*

(i) If re-enrolled or re-attested or re-employed in an appointment the incumbent of which is normally required to be enrolled or attested under the Army Act or India Army Act, pension shall be held in abeyance. The re-employed service shall count for an enhanced pension, if any under the applicable rules. On release from re-employment either the pension which lapsed on re-enlistment or any higher pension earned by virtue of further service shall be paid.

(ii) if not re-enrolled or re-attested, or if re-employed in an appointment which does not require him to be enrolled or attested, pension shall be admissible in addition to pay of appointment except in the case of sub-assistant surgeons whose pensions shall be held in abeyance for the period of re-employment.

The provisions of this sub-rule shall also apply in respect of I A. F pensioners who are re employed in a military capacity

(c) *In the Reserve*—If re-enrolled direct in the Reserve of Drivers of the R I. A. S C (Mechanical Transport) or re-employed in the Sub-Assistant Surgeon Reserve of the I. M. D , pension shall be admissible in addition to pay whilst in the reserve Such reserve service shall not count for any additional pension or gratuity

(d) *In the Fort Armaments and Defences*—If re empoyled in Fort Armaments and Defences pension shall be held in abeyance and the re-employed service shall not count for pension.

(e) *In Irregular Corps*—(i) If re-employed in the undermentioned Frontier Irreguar Corps, service in which is pensionable under other rules military pension shall not be admissible in addition to pay during the period of re-employment except as provided for in clause (ii) —

The Kurram Militia.

The Tochi Scouts.

The South Waziristan Scouts.

The Frontier Constabulary

The Zhob Militia.

The Mekran Levy Corps.

(ii) Indian military pensioners who are re-enlisted in the Frontier Constabulary Reserve shall

when embodied and provided that embodied service is continuous be allowed to draw pension in addition to embodied pay up to a period of 11 months in each separate period of embodiment

and

when not embodied be allowed to draw pension in addition to retaining fee and any pay admissible for periods of training

(f) *In an enrolled capacity in the Indian Air Force*—See Pay and Allowance Regulations for the Air Forces in India.

205 Treatment of pensioners who are convicted of serious crime or guilty of grave misconduct.

(i) An Indian military pensioner who is convicted of a serious crime by a court of law or is guilty of grave misconduct, which is not of a political nature, shall be liable to forfeiture of his pension (service disability and family pensions and children's allowance) in whole or in part [see rule 5 (i)] A pension forfeited under this rule unless and until restored shall lapse to the State.

(ii) An Indian military pensioner who is convicted of a crime by a court of law or is guilty of misconduct of a political nature shall be liable to forfeiture of his pension (service and disability pensions, family pension drawn by adult males only and children's allowance)

(iii) A pension reduced, withheld or forfeited under the preceding clauses of this rule may be restored in full or in part

(iv) In applying the provisions of this rule, the procedure laid down in rules 58 and 59 of Part III of these regulations shall be followed.

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SECTION II—SERVICE COUNTING FOR PENSION AND GRATUITY

211. What service counts.

All service rendered in a class eligible for military pension or gratuity counting from date of appointment or enrolment to date of discharge shall reckon towards pension or gratuity with the exception of —

(a) any period rendered before reaching the age of 16 years, provided that this reservation shall not apply in the case of a claim for disability pension,

(b) any period during which an Indian officer or warrant officer is under suspension from rank, pay and allowances by sentence of court martial,

(c) any period of imprisonment by sentence of a civil court or of a court martial,

(d) any period of detention in civil custody before being sentenced to imprisonment or fine unless the Governor General, in a special case, issues orders curtailing the period that shall not count,

(e) any period of absence as a prisoner of war unless pay and allowances for the period of absence have been restored by one of the authorities competent to do so under the I A A Rules,

(f) any period of service on a temporary establishment or for which a special rate of pay is granted on the understanding that no pension is admissible

(g) any period of unauthorised absence unless forfeiture of pay and allowances for the period of absence has been remitted by the authority competent to do so under the I A A Rules unauthorised absence which took place prior to the 2nd June 1931 shall not be reckoned as service for pension or gratuity even though forfeiture of pay and allowances for that period has been remitted by the competent authority after that date

(h) any period of service as a ward orderly or Indian military medical student in the case of a sub-assistant surgeon

(i) any period of service rendered after being declared unfit for further service by a medical board.

212. Forfeiture of service for certain offences and its restoration.

(i) A person subject to the I. A. A. who has been guilty of any of the following offences

(a) desertion,

(b) an offence under Section 30 (c) of the I. A. A., shall forfeit the whole of his prior service towards pension or gratuity upon being convicted by court martial of the offence or, where a person liable to be tried has confessed to the offence, upon his trial being dispensed with

(ii) A person who has forfeited service under the provisions of the preceding clause but has not been dismissed, shall be eligible, however, on completion of five years' further service with exemplary conduct, to reckon the forfeited service towards pension or gratuity The period of five years for the purposes of this clause shall mean five years,

(a) in the colours,

or

(b) in the reserve,

or

(c) in the colours and reserve combined.

213 Counting of former service for pension and gratuity

(i) Combatants and enrolled non-combatants including followers governed by military rules for pension purposes, who have former service to their credit or are transferred from one unit or formation to another with a change in terms of service or whose status is changed whilst serving, may be allowed by a competent authority to reckon their former service towards pension and gratuity to the extent specified in the table below subject to the fulfilment of the conditions stated in column 5 thereof and provided that they were not dismissed from their former service.

(ii) The conditions 1 2 and 3 referred to in column 5 of the table are as follows —

Condition 1—After re-enrolment the individual shall have completed any consecutive period of three years' service without two red ink entries or a court martial conviction.

In the case of combatants re-enrolled as such and transferred to the Reserve before completing

3 years colour service since re-enrolment the period of 3 years for the purposes of this condition may be either wholly or partly with the Reserve.

Condition 2—At the time of re-enrolment the individual shall have declared his former service and cause of discharge therefrom and elected to count that service towards pension or gratuity The election once made shall be final.

Condition 3—The individual shall have refunded any gratuity received in respect of his former service in not more than 36 monthly instalments from his pay commencing from date of re-enrolment

(iii) In individual cases a competent authority may relax, at his discretion condition 1

(iv) Individuals of the classes referred to in clause (i) above who have former qualifying service in the I A. F to their credit shall reckon such service for military pension and gratuity under the conditions and to the extent that such service qualifies for the grant of pension or gratuity under the rules regulating the grant of I A. F pensions and gratuities

Serial No.	Categories of military personnel and unit in which serving.	Description of former service and units in which it was rendered.	Extent to which former service specified in column 3 qualifies for pension or gratuity in the present engagement subject to the conditions in column 5.	Conditions to be fulfilled before former service is allowed to reckon for pension or gratuity.	Remarks.
1	2	3	4	5	6
	Combatants.				
1	Combatants of units, formations and departments of the Indian Army except II (1).	Service as combatants in any of the units, formations and departments of the Indian Army except II (1).	Former pension qualifying service in full. In the case of personnel of mule transport units who elected the new conditions as combatants and were re-enrolled as combatants in any of the units etc. specified in column 2, the whole of the previous service, combatant and non-combatant in mule transport units shall count.	(i) If discharged from former service on other than public grounds: conditions 1, 2 and 3. (ii) If discharged from former service on public grounds: conditions 2 and 3.	(1) The new conditions referred to in column 4 are those introduced in 1917 conferring combatant status on mule transport personnel. (2) Public grounds shall mean reasons of State policy such as reconstitution of units or reduction of establishment.
2	Combatants of fighting units.	(i) Service as combatants in the Asiatic battalions of the As	Former pension qualifying service in full.	Conditions 1, 2 and 3.	

		e.g., the Hong Kong Singapore Brigade, R. A.		
3	Do.	Service as a combatant of the Burma Military Police.	Former pension qualifying police service in full.	Provided that— (i) the individuals were transferred from the Burma Military Police as combatants to re-constituted or newly raised fighting units of the Indian Army on first formation or (ii) the individuals volunteered for active service during the Great War with combatant units of the Indian Army and were prior to the 1st September 1921 transferred permanently to the regular army
[illegible]	[illegible]	Service as a member of the Assam Rifles, Eastern Frontier Rifles, Bengal and the Andaman and Nicobar Islands Military Police.	Do.	Proviso (ii) of the preceding item applies.

Serial No.	Categories of military personnel and unit in which serving	Description of former service and unit in which it was rendered.	Extent to which former service specified in column 3 qualifies for pension or gratuity in the present engagement subject to the conditions in column 5.	Conditions to be fulfilled before former service is allowed to reckon for pension or gratuity	Remarks.
1	2	3	4	5	6
	Combatants—contd.				
5	Combatants of fighting units	(a) Service as combatants in the Military Police, in the case of those directly transferred to or enrolled in the Indian Army in circumstances other than those specified at the preceding two items. (b) Service as combatants in the Malwa and Meywar Bhil Corps, and Nepal Escort, of those who were directly transferred to or enrolled in the Indian Army	Half the former pension qualifying service.	(i) Conditions 1, 2 and 3, in the case of those discharged from former service and re-enrolled in the Indian Army (ii) No condition in the case of those directly transferred to the Indian Army	
6	Do	Service as combatants in the Khyber Rifles, Kurram Militia, Moh-	Half the former pension qualifying service.	Conditions 2 and 3.	

		mand Militia, Tochi Scouts (formerly North Waziristan Militia), South Waziristan Scouts (formerly South Waziristan Militia), Frontier Constabulary Mekran Levy Corps, Zhob Militia (Levy Corps), in the case of those discharged from the above units and enrolled in the Indian Army			
7	Do	Service as combatants in the units mentioned in the preceding item, in the case of those transferred permanently to the Indian Army during the Great War	Former pension qualifying service, in full.		
8	Do	Service in the Labour Corps in the case of those transferred direct to combatant units as combatants	Half the former service (whether pensionable or not) in the Labour Corps.	Provided they have completed not less than 10 years service as combatants in the present engagement.	
9	Do	Service in the I. H. C. (except the General Section)	Half the former pension qualifying service.	Conditions 2 and 3 and provided they have completed 10 years' service in combatant units.	

Serial No.	Categories of military personnel and unit in which serving	Description of former service and unit in which it was rendered.	Extent to which former service specified in column 3 qualifies for pension or gratuity in the present engagement subject to the conditions in column 5.	Conditions to be fulfilled before former service is allowed to reckon for pension or gratuity	Remarks.
1	2	3	4	5	6
	Combatants—contd.				
10	Combatants of units, formations and departments of the Indian Army except the I. H. C.	Service as non-combatants of Mule Transport units, in the case of those discharged from former service and re-enrolled as combatants.	Half the previous gratuity earning service as non-combatants.		
11	Do.	Service as non-combatants of Government Camel Corps, the late Army Bearer Corps, and Bullock Transport units, in the case of those discharged from former service and re-enrolled.	Half the previous pensionable non-combatant service.	Conditions 1 and 2, provided they have completed 10 years service as combatants.	
12	Do.	Service of enrolled non-combatants or followers excluding personnel of the I. H. C.	Do.		

	Combatants Special classes.				
13	Enrolled clerks in recruiting offices	Service prior to enrolment, in recruiting offices.	Previous approved continuous service (pensionable and non pensionable) in full.		
14	Drivers of artillery enrolled on or after the 27th February 1890 and Lascars of ammunition columns.	Service as jemadar syce syce or bullock driver in the artillery or ammunition columns prior to promotion to the grade of driver or lascar	Former service (pensionable and non-pensionable) as jemadar syce, syce or bullock driver in full.	Provided the individuals have completed ten years service as drivers of artillery or ammunition lascars on present engagement.	
15	( ) Viceroy commissioned officers granted direct commissions in the R. I. A. S. C. (Supply Branch). ( ) Viceroy' commissioned officers granted direct commission in the Army Remount Dept.	Service as clerks or store-keepers in the Supply Animal Transport or Mechanical Transport Branches of the R. I. A. S. C. Service in civilian capacity under Government	Previous service pensionable under C. S. R., full.		
16	Pay havildars or dafadars of British and Indian units.	Munshis or civilian school masters of British and Indian units prior to attestation as pay havildars and dafadars.	Former service qualifying for pension under C. S. R., in full.		
17	Combatants re-enlisted within four months of their demobilization during the period 11th November 1918 to 31st August 1921		Period intervening between the date of demobilisation and the date of re-enlistment, in combination with former pension qualifying service, in full.	Conditions 2 and 3	As regards former service see serial No. 1

Serial No.	Categories of military personnel and unit in which serving	Description of former service and unit in which it was rendered.	Extent to which former service specified in column 3 qualifies for pension or gratuity in the present engagement subject to the conditions in column 5	Conditions to be fulfilled before former service is allowed to reckon for pension or gratuity	Remarks
1	2	3	4	5	6
	Indian Army Educational Corps.				
18	Soldiers of fighting units enrolled in the Indian Army Educational Corps and civilian school-masters directly enrolled in that corps.	Service as civilian school masters of British and Indian units.	Former service qualifying for pension under the C. S. R., in full.		
	Animal Transport.				
19	(i) Personnel of mule transport units enrolled prior to 31st March 1917 and (ii) those of Government camel units enrolled prior to 1st August 1922 who elected the conditions of service applicable to the combatants of those units, (iii) Non-combatants of the Camel Transport companies (Silladar) re-enrolled as combatants on or after 1st March 1925.	Service prior to the date of election, in the mule and Government camel transport units respectively or service prior to the date of re-enrolment as combatants in the silladar camel units.	Former pension qualifying or continuous gratuity earning service, in full.	Conditions 2 and 3 provided that in those cases in which gratuities were drawn for past periods of service, the aggregate of which exceeds that required for pension, the gratuity drawn for such period as is necessary for earning a retiring pension only will be refunded.	

	Pioneer Battalions				
20	Combatant naiks and drivers of equipment mules of former Pioneer battalions.	Service as non-combatants before being raised to combatant status.	Former service as non-combatants (whether it reckoned for a pension or not), in full.		
	Fort Armaments.				
21	Personnel of artillery employed with Fort Armaments.	Service as non-combatants in the Fort Armaments prior to being raised to combatant status.	Former pensionable service in full.		
	British Cavalry Regiments.				
22	Indian farriers of British cavalry regiments.	Service as non-combatants the British cavalry regiments prior to being raised to combatant status.	Do.		
	Baluchistan Camel Transport Companies.				
23	Viceroy' commissioned officers.	Service in Baluchistan Levy Corps, irrespective of whether the Indian officers were transferred as such to the Baluchistan Camel Transport Companies or were granted direct commissions on transfer from the former	Half of previous service in any of the Baluchistan Levy Corps (whether pensionable or not).	Conditions 2 and 3	

Serial No.	Categories of military personnel and unit in which serving.	Description of former service and unit in which it was rendered.	Extent to which former service specified in column 3 qualifies for pension or gratuity in the present engagement, subject to the conditions in column 5.	Conditions to be fulfilled before former service is allowed to reckon for pension or gratuity	Remarks.
1	2	3	4	5	6
	Reservists.		*For colour pension.*		
24	Reservists re-transferred to the active list, other than those specified at items 26 and 27 below		Former pension qualifying service with the colours, in full (excluding service in the reserve).		
25	Reservists enrolled in the reserve after taking their discharge voluntarily from the active list.		*For reservists pension.* Former pension qualifying service with the colours, in full.		
26	Reservists except those of the R. I. A. S. C., who were re-transferred to the colours after 3rd August 1914 during the Great War and who elected to remain with the colours after the Great War		*For colour pension.* (i) Former pension qualifying service with the colours (including embodied service), in full; and (ii) half the service in the reserve.		Period during which the reservists were called out for training shall be regarded, for the purpose of this rule, as service in the reserve and not as embodied service.
27	Indian cavalry reservist re-transferred to the colours in consequence of the Indian cavalry re-organization of 1927				

	Enrolled Non-Combatants.				
28	Enrolled non-combatants of all units and formations excluding those f the general section f the I H C.	Service as combatants or enrolled non-combatants or followers, excluding service in the I H. C.	Previous pension qualifying service, in full.	Condition 3 —	Applicable only to enrolled non-combatants who are eligible for pensions and gratuities under military rules as distinct from gratuities only Hammermen and bellowsboys of the Royal Tank Corps transferred to the R. I. A. S. C.(M.T.) in consequence of the reorganisation of British Cavalry and R. T C. units in India in 1938 shall be eligible to count in full their former qualifying service as enrolled non-combatants (followers) in the R. T. C. towards pension or gratuity as enrolled non-combatants (followers) in the R. I. A. S. C. (M.T.) under this item
29	Artificers of animal transport units.	Service as combatants or enrolled non-combatants and follower	Do.	Do.	
30	Indian artificers of R. I A. S. C. (M. T)	Service as Indian artificers of R. T C.	Former gratuity earning service in full.	[illegible]	This item shall be applicable only to those who were transferred from the R. T C. to the R. I. A. S. C. (M. T) consequent on the reorganisation of certain British cavalry and R. T. C. units in India in 1938.

Serial No.	Categories of military personnel and unit in which serving.	Description of former service and unit in which it was rendered.	Extent to which former service specified in column 3 qualifies for pension or gratuity in the present engagement, subject to the conditions in column 5.	Conditions to be fulfilled before former service is allowed to reckon for pension or gratuity	Remarks.
1	2	3	4	5	6
	Indian Hospital Corps.				
31	Personnel of the I. H. C. except those of the General Section.	(i) Service as clerks, storekeepers, ward orderlies and as members of the Army Bearer Corps, if transferred to the I. H. C. at the time of its formation and enrolled therein.	Former pension qualifying service in full.	*Nil*	This rule shall be applicable to those who elect to be governed by the pension terms of the I. H. C. If these pension terms are less favourable than those applicable to the individuals prior to their transfer to the I. H. C. they may elect to be governed by the terms applicable in respect of their service prior to transfer
		(ii) Service in the Army Bearer Corps, if the individuals were re-enrolled in the I. H. C. after discharge from former corps.	Former pension qualifying service in full.	Conditions 1, 2 and	
32	Do.	Service as combatants :— (a) of units and formations of the Indian	Do.	Do.	

		Army other than the Army Bearer Corps, if re-enrolled in or transferred t the I. H. C. (b) of the I. H. C. (except the General Section), if re-enrolled in that corps after discharge from former service	Do.	Do.	
33	Personnel of the Indian Hospital Corps except those of the General Section.	Service in the Army Hospital Corps of individuals transferred to a section other than the General Section, at the time of the formation of the Indian Hospital Corps or enrolled therein at any subsequent time.	Half of the former pension qualifying service.	Conditions 2 and 3: and provided they have completed 10 years service in their present engagement.	
34	Do.	Service in the General Section of individuals who are re-classified, or who re-enrol in other sections of the Indian Hospital Corps after discharge.	Do.	Do.	
35	Do.	Service in the General Section of individuals transferred to the other sections of the Indian Hospital Corps.	Do.	Provided that the pension admissible to such men will not be less than what would have been admissible had the whole of their service been rendered in the General Section.	

Serial No.	Categories of military personnel and unit in which serving.	Description of former service and unit in which it was rendered.	Extent to which former service specified in column 3 qualifies for pension or gratuity in the present engagement, subject to the conditions in column 5.	Conditions to be fulfilled before former service is allowed to reckon for pension or gratuity	Remarks.
1	2	3	4	5	6
	Indian Hospital Corps—contd.				
26	Personnel of the General Section.	Service in the Army Hospital Corps—			
		(a) if the individuals were transferred to the general section of the Indian Hospital Corps at the time of its formation and enrolled therein.	Former pension qualifying service in full.	*Nil*	This rule shall be applicable to those who elect to be governed by the pension terms of the Indian Hospital Corps. If these terms are less favourable than those applicable to the individuals prior to their transfer to the Indian Hospital Corps, they can elect to be governed by the terms applicable in respect of their service prior to transfer
		(b) if the individuals were re-enrolled in the general section	Former pension qualifying service in full.	Conditions 1, 2 and 3.	

		of the Indian Hospital Corps after discharge from former corps.			
27	Do	Service combatants or enrolled non-combatants or followers in units, formations and departments of the Indian Army (other than the old Army Hospital Corps).	Former pension qualifying service in full	Condition 3.	

214. Reckoning of service for an enhanced pension in the case of a re-employed pensioner

See rules 203 and 204.

215 Combined service in the regular army and irregular units.

Combined army and militia or levy service in the under mentioned irregular units,

The Khyber Rifles ,

The Kurram Militia ,

The Mohmand Militia ,

The Tochi Scouts (formerly the North Waziristan Militia) ,

The South Waziristan Scouts (formerly the South Waziristan Militia)

The Frontier Constabulary ,

The Mekran Levy Corps ,

The Zhob Militia (or Levy Corps)

shall reckon towards pension or gratuity under military rules in the cases of

(i) soldiers temporarily transferred to the irregular units referred to above, who return to the Indian Army,

(ii) risaldar majors and subadar majors jemadar adjutants and woordie majors of the irregular units referred to above, who are lent to those units from the Indian Army for the pension of the rank they hold on retirement

216 Pension service of risaldar major and subadar major and certain warrant officers.

A risaldar major or subedar major including one employed as A. D C to the

The Viceroy

The Commander in Chief

A Governor of a Province,

An Army Commander,

who retires on or after the completion of 5 years' service in that appointment shall be treated as if he had completed 28 years' qualifying service for pension. A warrant officer, class I, (other than a head clerk and a warrant officer of the I. M D and I. A. V C.) who retires on or after the completion of 10 years' service in that rank, shall be treated as if he had completed 25 years' qualifying service for pension.

217 Condonation of a deficiency in service

Except in the case of

(a) an individual who retires voluntarily

(b) an individual who is eligible for mustering out pension or gratuity under sub-section XVI of section IV,

or

(c) an individual who is invalided with less than 15 years' service

deficiencies in service may be condoned by a competent authority up to six months in each case

218 Condonation of an interruption of service.

Upon such conditions as it may think fit to impose, interruptions of service may be condoned by a competent authority in the case of a pension sanctionable by an authority subordinate to the Governor General as under —

(i) when proposed pension exceeds rupees twenty five per month—interruptions not exceeding a period of twelve months in all.

(ii) when proposed pension is rupees twenty five per month or less—all interruptions whatever their duration.

219

220

221.

222.

SECTION III—SCALES OF GRATUITIES

223 The scales of gratuities are as follows —

(For the particular scale applicable to each case, see the appropriate sub-section of sections IV V and VI)

Scale A.

With 5 but less than 10 years' qualifying service	3	month's pay and g. c. or proficiency pay
With 10 but less than 15 years' qualifying service	6	
With 15 years qualifying service and over	12	do Applicable only when rule 200 (i) applies.

Scale B.

With 5 but less than 10 years qualifying service	3	months pay and g. c. or g. c. pay
With 10 but less than 15 years qualifying service	6	
With 15 but less than 20 years' qualifying service	12	

Scale C

With 6 but less than 20 years qualifying service	1	month's pay and g. c. pay for every 2 years service.

Scale D.

One month's pay and good conduct or proficiency pay for every year of qualifying embodied reserve service or qualifying service on the active list. One month's reserve pay for every year's qualifying reserve service. For qualifying service of less than one complete year either on the active list or on the reserve, gratuity calculated proportionately on the scale allowed for such service, subject to the condition that broken periods of less than one month are not taken into account.

Scale E

With 5 but less than 10 years' combined colour and reserve qualifying service	3	months pay and g. c. or proficiency pay
With 10 but less than 15 years combined colour and reserve qualifying service	6	
With 15 but less than 20 years combined colour and reserve qualifying service ...	9	

Scale F

With 5 but less than 10 years qualifying service	3	months pay
With 10 but less than 15 years qualifying service	4	
With 15 but less than 20 years' qualifying service	5	
With 20 but less than 30 years' qualifying service	6	

Scale G_1

Qualifying service	Months' pay
With 10 but less than 15 years' qualifying service ...	3
With 15 but less than 20 years' qualifying service	6
With 20 but less than 25 years qualifying service ...	9

224.

SECTION IV.—RATES OF SERVICE PENSIONS AND GRATUITIES OF COMBATANTS.

Sub-Section I—Viceroy's commissioned officers granted honorary King's commissions or commissions as honorary Indian commissioned officers in His Majesty's Indian Land Forces, including those of the I. M. D and I. A. V. C but excluding those granted honorary rank of lieutenant or captain on retirement under rules 245 and 538, R. A. I.

225

I Other than the Indian Medical Department and Indian Army Veterinary Corps

The following shall be the rates of ordinary pension admissible —

Rank or appointment.	Cause of discharge.	Rate.
Risaldar majors and subadar majors, including those employed as A. D. C. to the Viceroy C. in-C., Governors of provinces and army commanders.	On completion of tenure of appointment.	Double the maximum rate of ordinary pension admissible for their rank in the arm of the service to which they belong.
Do	Any cause beyond their control other than completion of tenure of appointment.	Double the rate of ordinary pension admissible for their rank in the arm of the service to which they belong according to length of qualifying service.
Do.	Any cause other than the above provided that at least 3 years qualifying service in the honorary rank is rendered on the active list.	Do.
Risaldars and subadars	Any cause beyond their control.	Do.
Do.	Any other cause, provided that at least 3 years' qualifying service in the honorary rank is rendered on the active list.	Do.

II Indian Medical Department and the Indian Army Veterinary Corps

The following shall be the rates of retiring or invalid pension admissible —

Rank or appointment.	Cause of discharge.	Rate.
Subadar-majors of the I. M. D and Viceroy's commissioned officers of the I. A. V. C.	Any cause beyond their control.	Double the rate admissible under rule 256 or 282 according to length of qualifying service, but based on the ordinary rate of pay admissible to sub-assistant surgeons or veterinary assistant surgeons ranking as Viceroy's commissioned officers.
Do.	Any cause within their control, provided that at least 3 years' qualifying service in the honorary rank is rendered on the active list.	Do.

For the purposes of this rule qualifying service shall include honorary King's commissioned service and service as honorary Indian commissioned officers of His Majesty's Indian Land Forces

228.

Sub-Section II—Indian combatant ranks of the Cavalry Artillery except Indian personnel of artillery employed in Fort Armaments Sappers and Miners, Signal Corps Infantry Armoured Car Regiments and combatant artificers of the I. A. O. C.

227 Ordinary Pensions.

The following shall be the rates of ordinary pension ad

missible —

(For the rank or grade on which pension will be assessed, see rule 193)

Rank	Service	Per month Rs.
(i) Sowars, sepoys and others ranking as such. Farriers of :— Royal and Indian Artillery and Indian and British cavalry	After 15 years qualifying service.	5
3rd grade clerks enrolled and attested as combatants.	After 18 years qualifying service.	6
(ii) Lance-dafadars, naiks and others ranking as such. Trumpeters of Indian cavalry 2nd grade clerks enrolled and attested as combatants.	After 18 years' qualifying service.	9
(iii) Dafadars, havildars and others ranking as such. Drum trumpet- fife- and bugle-majors.	After 18 years' qualifying service.	12
Farrier-dafadars of Indian cavalry 1st grade clerks enrolled and attested as combatants.	After 21 years qualifying service.	15
(iv) Warrant officers—Class II Warrant officers, Class I, except head clerks. Warrant officers, Class I, head clerks.	As in sub-section XIV	
(v) Jemadars. Head clerks (other than head clerks, W O Class I) enrolled and attested as combatants.	After 20 years qualifying service.	30
	After 21 years qualifying service.	32
	After 22 years qualifying service.	34
	After 23 years qualifying service.	37
	After 24 years' qualifying service.	40
(vi) Risaldar-majors, subadar-majors risaldars, subadars.	After 21 years qualifying service.	55
	After 22 years qualifying service.	57
	After 23 years' qualifying service.	60
	After 24 years qualifying service.	63
	After 25 years qualifying service.	66
	After 26 years qualifying service.	69
	After 27 years qualifying service.	72
	After 28 years qualifying service.	75

228. Personal allowance for risaldar majors and subadar majors.

The rate of pension authorized for a risaldar major or a subadar major shall be exclusive of the personal allowance of Rs 50 per mensem which may be continued to him after he is pensioned under the conditions laid down in rule 454 Pay and Allowance Regulations Vol. I.

229 Pension of a Viceroy's commissioned officer who has not completed the minimum requisite service.

A Viceroy's commissioned officer who has not completed the minimum number of years' service to entitle him to the ordinary pension of his rank may, when discharged at his own request, be granted the ordinary pension of the next lower rank, provided that the period of qualifying service prescribed for such lower rank has been completed and that his aggregate qualifying service in the two ranks amounts to 3 years

230

231. Pension of a non-commissioned officer with less than 18 years service.

A non-commissioned officer who has 15 but less than 18 years' qualifying service, may be granted, on voluntary retirement, the minimum pension of a sepoy under rule 227

232. Special Pensions.

A

Viceroy's commissioned officers warrant officers and non commissioned officers who on discharge under the conditions noted below have rendered 15 years qualifying service and over but have not qualified for an ordinary pension, may be granted special pensions as follows —

(For the rank or grade on which pension will be assessed, see rule 193)

	Per month Rs.
(a) (i) Discharged as medically unfit for further service, provided the physical or mental unfitness is attributable to causes beyond the control of the individual but not to malingering or indulgence in drink or drugs :—	
Risaldar majors, subadar majors risaldars, subadars.	45

	Per mensem.
	Rs.
Jemadars. Head clerks (other than head clerks, W. O., Class I) enrolled and attested as combatants.	25
Warrant officers, Class I (except head clerks). Warrant officers, Class I, head clerks. Warrant officers, Class II.	As in sub-section XIV
Dafadars, havildars and others ranking as such. Farrier majors, farrier-dafadars, drum trumpet-, fife- and bugle-majors. 1st grade clerks enrolled and attested as combatants.	9
Lance-dafadars, naiks and others ranking as such. Trumpeters of Indian cavalry 2nd grade clerks enrolled and attested as combatants.	7
(*ii*) Viceroy's commissioned officers discharged as at (*i*) above and not ordinarily eligible for the pension of Viceroy's commissioned rank on account of the operation of rule 193.	25 irrespective of length of service Viceroy's commissioned rank.
(*b*) Discharged as medically unfit for further service	
(*i*) for causes within the individual's control other than those specified at (*ii*) and (*iii*) below	Three-fourths of the special rates in clause (*a*) above. The full rates may however be sanctioned by the competent authority in special cases.
(*ii*) on account of malingering, or indulgence in drink or drugs.	See rule 200
(*iii*) on account of aggravation or retardation of cure, by himself, of his disability	See rule 201
(*c*) Discharged for the following causes :— (*i*) Transfer to the pension establishment otherwise than at his own request. (*ii*) Services no longer required.	Three-fourths of the special rates in clause (*a*) above. The full rates may however be sanctioned by the competent authority in special cases.
(*d*) N. C. Os. with 15 but less than 18 years qualifying service discharged otherwise than at their own request, having reached the stage at which discharge may be enforced.	Full rates of special pension in clause (*a*) above.

B

Special pension to those granted honorary rank on retirement.

Dafadars and havildars who served as English schoolmasters or orderly room clerks in Indian regiments. Havildar majors of the driver establishment of Light Batteries. Dafadars and havildars other than those mentioned above. Drum trumpet- bugle- fife- and farrier-majors.	When granted the honorary rank of jemadar on retirement under the Regulations for the Army in India.	Rs. 25 per month, in lieu of the ordinary pension.

233. Gratuities

Gratuities may be granted as under :—

( ) Individuals with less than 15 years' qualifying service discharged as medically unfit for further service provided the physical or mental unfitness is attributable to causes beyond their control but not to malingering or indulgence in drink or drugs.	As in scale A of rule 223.
(b) Individuals with less than 15 years qualifying service discharged as medically unfit for further service	
( ) for causes within their control, other than those specified at ( ) and (iii) below	Three-fourths of the gratuity under scale A. The full amount may however be sanctioned by the competent authority in special cases.
ii) on account of malingering, or indulgence in drink or drugs,	See rule 200.
(iii) on account of aggravation or retardation of cure, by themselves, of their disability	See rule 201
(c) Individuals with less than 15 years qualifying service discharged for the following causes :	
(i) compulsory discharge with gratuity (ii) services no longer required. (iii) otherwise than at their own request, having reached the stage at which discharge may be enforced.	Three-fourths of the gratuity under scale A. The full amount may however be sanctioned by the competent authority in special cases.
(d) Individuals with less than 15 years qualifying service discharged at their own request	Nil.

234. Inclusion of extra duty pay in the calculation of gratuity in certain cases

For the purposes of assessment of gratuity under rule 233 the extra duty pay drawn by trumpet, bugle-fife—, or drum majors under the provisions of rule 461, P & A. Regulations, Vol. I shall be treated as part of pay proper

235

236.

237

Sub-Section III—Indian Army Ordnance Corps except combatant artificers and Indian Personnel of Artillery employed in Fort Armaments

(For the rank or grade on which pension will be assessed, see rule 193)

238. Ordinary Pension.

Subadar major	As provided for these ranks in rules 227 and 228.	
Subadar		
Jemadars	Promoted as such before 5th February 1929 Per mensem.	Promoted as such on or after 5th February 1929. Per mensem.
	Rs.	Rs.
After 20 years' qualifying service	30	25
After 21 years qualifying service	32	27
After 22 years' qualifying service	34	29
After 23 years qualifying service	37	32
After 24 years qualifying service	40	35
Warrant Officers	As in sub-section XIV	

	Per mensem. Rs.
Havildar or Armourer Havildar—	
After 18 years qualifying service	11
After 21 years qualifying service	14
Naik—	
After 18 years qualifying service	8
Sepoy or Armourer Sepoy—	
After 15 years qualifying service	4
After 18 years' qualifying service	5

238-A. Pension of a Viceroy's commissioned officer who has not completed the minimum requisite service

A Viceroy's commissioned officer who has not completed the minimum number of years service to entitle him to the ordinary pension of his rank may when discharged at his own request be granted the ordinary pension of the next lower rank, provided that the period of qualifying service prescribed for such lower rank has been completed and that his aggregate qualifying service in the two ranks amounts to 3 years

238-B Personal allowance for subadar majors

The rate of pension authorised for a subadar major shall be exclusive of the personal allowance of Rs 50 per mensem which may be continued to him after he is pensioned under the conditions laid down in rule 454 Pay and Allowance Regulations Volume I

239 Non-commissioned officers with less than 18 years' qualifying service

A non-commissioned officer who has 15 but less than 18 years qualifying service may be granted on voluntary retirement the minimum pension of a sepoy under rule 238

240 Special Pension.

Special pension may be granted as follows —

A.

Individuals who on discharge under the conditions noted below, have rendered 15 years qualifying service and over but have not qualified for an ordinary pension —

(a) (i) Discharged as medically unfit for further service provided the physical or mental unfitness is attributable to causes beyond the control of the individual but not

to malingering or indulgence in drink or drugs :—

	Per mensem
	Rs.
Subadar-major or subadar	45
Jemadar if promoted to that rank before 5th February 1929	25
Jemadar if promoted to that rank on or after the 5th February 1929.	20
Warrant officers	As in sub-section XIV
Havildar or armourer havildar	8
Naik	6
(ii) Viceroy's commissioned officers discharged as at (i) above and not ordinarily eligible for the pension of Viceroy's commissioned rank on account of the operation of rule 193	Full rates of special pension in clause (i) irrespective of length of service in Viceroy's commissioned rank.
(b) Discharged as medically unfit for further service	
(i) for causes within the individual's control other than those specified at (ii) and (iii) below	Three-fourths of the special rates in clause (a) above. The full rates may however be sanctioned by the competent authority in special cases.
(ii) on account of malingering, or indulgence in drink or drugs,	See rule 200
(iii) on account of aggravation or retardation of cure, by himself, of his disability	See rule 201
c) N. C. Os. discharged otherwise than at their own request, having reached the stage at which discharge may be enforced.	Full rates of special pension in clause (a) above.

B

Havildars granted the honorary rank of jemadar on retirement under R. A. I.

Rs. 20 per mensem (in lieu of the ordinary pension).

241. Gratuities

Gratuities may be granted as under (for warrant officers see sub-section XIV) :—

(a) Individuals with less than 15 years qualifying service discharged as medically unfit for further service, provided the physical or mental unfitness is attributable to causes beyond their control but not to malingering or indulgence in drink or drugs.	As in scale A of rule 223.

(*b*) Individuals with less than 15 years qualifying service discharged as medically unfit for further service.	
(*i*) for causes within their control, other than those specified at (*ii*) and (*iii*) below	Three-fourths of the gratuity under scale A. The full amount may however be sanctioned by the competent authority in special cases.
(*ii*) on account of malingering, or indulgence in drink or drugs.	See rule 200.
(*iii*) on account of aggravation or retardation of cure, by themselves, of their disability	See rule 201
(*c*) Individuals with less than 15 years' qualifying service discharged at their own request.	*Nil*

242.

243

Sub-Section IV—Indian Army Veterinary Corps, excluding veterinary assistant surgeons.

244. Admissibility of pensions and gratuities.

Ordinary pension, special pension and gratuities may be granted to the personnel of the I. A. V. C. (excluding veterinary assistant surgeons) under the following rules. (For the rank or grade on which pension will be assessed see rule 193)

Sub-Section V—Indian Hospital Corps (excluding General Section)

250 Admissibility of pensions and gratuities.

Ordinary and special pensions and gratuities may be granted to personnel of the I H. C., other than those of the General Section, under the following rules. (For the rank or grade on which pension will be assessed see rule 193)

251. Ordinary Pensions.

Rank	Service	Per mensem. Rs.	
Sepoy	after 20 years qualifying service	4	Applicable to personnel enrolled prior to 20th September 1934.
	after 23 years' qualifying service	5	
Naik	after 20 years qualifying service	7	
Havildar	after 20 years qualifying service	8	
	after 23 years' qualifying service	10	
Sepoy	after 18 years qualifying service	4	Applicable to personnel enrolled on or after 20th September 1934.
	after 21 years qualifying service	5	
Naik	after 18 years qualifying service	7	
Havildar	after 18 years qualifying service	8	
	after 21 years qualifying service	10	
Jemadar	after 20 years qualifying service	25	
	after 21 years qualifying service	26	
	after 22 years qualifying service	28	
	after 23 years qualifying service	30	
	after 24 years qualifying service	33	
Subadar	after 21 years qualifying service	41	
	after 22 years qualifying service	43	
	after 23 years qualifying service	45	
	after 24 years qualifying service	48	
	after 25 years qualifying service	50	
	after 26 years qualifying service	52	
	after 27 years qualifying service	53	
	after 28 years qualifying service	55	

251 A. Pension of a Viceroy's commissioned officer who has not completed the minimum requisite service

A Viceroy's commissioned officer who has not completed the minimum number of years service to entitle him to the ordinary pension of his rank may, when discharged at his own request be granted the ordinary pension of the next lower rank, provided that the period of qualifying service *prescribed for such lower rank has been completed* and that his aggregate qualifying service in the two ranks amount to 3 years

252. Special Pensions

Special pensions may be granted as under —

A.

Individuals who on discharge under the conditions noted below have rendered 15 years' qualifying service and over but have not qualified for an ordinary pension —

	Per mensem. Rs. a. p.
(a) Discharged as medically unfit for further service provided the physical or mental unfitness is attributable to causes beyond the control of the individual but not to malingering or indulgence in drink or drugs :—	
Naik	5 8 0
Havildar	6 0 0
Jemadar	21 0 0
Subedar	30 0 0
(b) Discharged as medically unfit for further service—	
(i) for causes within the individual's control other than those specified at (ii) and (iii) below	Three-fourths of the special rates in clause (a) above. The full rates may however be sanctioned by the competent authority in special cases.
(ii) on account of malingering, or indulgence in drink or drugs	See rule 200.
(iii) on account of aggravation or retardation of cure, by themselves, of their disability	See rule 201
(c) N C Os. discharged otherwise than at their own request, having reached the stage at which discharge may be enforced.	Full rates in clause (a) above.

B

Havildars granted the honorary rank of jemadar on retirement.

Rs. 16 per mensem in lieu of ordinary pension

253 Gratuities

Gratuities may be granted as under —

Individuals with less than 18 years qualifying service (20 years in the case of personnel enrolled prior to the 20th September 1934)

(a) discharged as medically unfit for further service provided the physical or mental unfitness is attributable to causes beyond their control but not to malingering or indulgence in drink or drugs.	As in scale B of rule 222.

(b) discharged as medically unfit for further service—

(i) for causes within their control, other than those specified at (ii) and (iii) below	Three-fourths of the gratuity under scale B of rule 223 The full amount may however be sanctioned by the competent authority in special cases.
(ii) on account of malingering, or indulgence in drink or drugs,	See rule 200.
(iii) on account of aggravation or retardation of cure, by themselves, of their disability	See rule 201

(c) discharged at their own request — *Nil*

254.

255

Sub-Section VI—Royal Indian Army Service Corps

I—Animal Transport

Regimental Viceroy's commissioned officers transferred before the 11th July 1922 for employment as Viceroy's commissioned officers with animal transport units ,

Regimental ranks transferred for employment as Indian officers and dafadars with animal transport units ;

Viceroy's commissioned officers appointed by direct commission in Silladar Camel Corps ;

Personnel of mule transport units enrolled on or after the 21st March 1917 and those enrolled prior to that date who elected the new conditions of service as combatants and

Personnel of Government camel transport units.

256 Admissibility of pensions and gratuities

Ordinary pensions and gratuities may be granted to the categories of personnel enumerated above under the following rules (For the rank or grade on which pension will be assessed see rule 193)

257 Ordinary pensions

	Per mensem.
	Rs.
Mule or camel driver and lance naik—	
After 15 years qualifying service	4
After 18 years qualifying service	5
Naik, after 18 years qualifying service	8
Quartermaster and troop dafadar—	
After 18 years' qualifying service	11
After 21 years qualifying service	14
Warrant officers	As in sub-section XIV
Jemadar—	Rs.
After 20 years' qualifying service	25
After 21 years' qualifying service	27
After 22 years' qualifying service	29
After 23 years qualifying service	32
After 24 years qualifying service	35
	Per mensem.
Risaldar major and risaldar—	Rs.
After 21 years qualifying service	50
After 22 years qualifying service	52
After 23 years qualifying service	55
After 24 years' qualifying service	58
After 25 years qualifying service	61
After 26 years qualifying service	64
After 27 years' qualifying service	67
After 28 years qualifying service	70

257 A. Pension of a Viceroy's commissioned officer who has not completed the minimum requisite service.

A Viceroy's commissioned officer who has not completed the minimum number of years' service to entitle him to the ordinary pension of his rank may, when discharged at his own request, be granted the ordinary pension of the next lower rank, provided that the period of qualifying service prescribed for such lower rank has been completed and that his aggregate qualifying service in the two ranks amounts to 3 years

258. Pension of a non-commissioned officer with less than 18 years of qualifying service

A non-commissioned officer who has 15 but less than 18 years' qualifying service may be granted on voluntary retirement the minimum pension of a driver under rule 257

259 Special pensions.

Special pensions may be grant as follo

(For pensions of warrant off su XIV)

A.

Individuals who on discharge under the conditions noted below have rendered 15 years' qualifying service and over, but have not qualified for an ordinary pension—

	Per mensem
	Rs.
(a) discharged as medically unfit for further service provided the physical or mental unfitness is attributable to causes beyond their control but not to malingering or indulgence in drink or drugs—	
Naik	6
Quartermaster and troop dafadar	8
Jemadar	20
Risaldar	40
(b) discharged as medically unfit for further service—	
(i) for causes within the individual's control other than those specified at (ii) and (iii) below	Three-fourths of the special rates in clause (a) above. The full rates may however be sanctioned by the competent authority in special cases.
(ii) on account of malingering or indulgence in drink or drugs.	See rule 200.
(iii) on account of aggravation or retardation of cure by themselves, or their disability	See rule 201
(c) Discharged for the following causes—	
(i) Transfer to the pension establishment, otherwise than at his own request	Three-fourths of the special pension in clause (a) above. The full rates may however be sanctioned by the competent authority in special cases.
(ii) Services no longer required	
(iii) On completion of army service only there being no vacancy in the reserve.	
(d) N. C. Os. discharged otherwise than at their own request having reached the stage at which discharge may be enforced	Full rates of special pension in clause (a) above.

B

Dafadars granted the honorary rank of jemadar on retirement under R. A. I.

Rs. 20 per mensem in lieu of ordinary pension.

260. Personal allowance of risaldar majors.

In the case of risaldar majors of animal transport units the rates of pension mentioned shall be exclusive of the personal allowance of Rs. 40 per mensem, which may be continued to them after they are pensioned, under the provisions of rule 454, Pay and Allowance Regulations, Vol. I.

261 Gratuities.

Gratuities may be granted as under —

(For warrant officers, see sub-section XIV)

(a) Individuals with less than 15 years qualifying service discharged as medically unfit for further service, provided that the physical or mental unfitness is attributable to causes beyond their control but not to malingering or indulgence in drink or drugs.	As in scale A of rule [illegible].
(b) Individuals with less than 15 years qualifying service discharged as medically unfit for further service—	
(i) for causes within their control, other than those specified at (ii) and (iii) below	Three-fourths of the gratuity under scale A. The full amount may, however be sanctioned in special cases by the competent authority
(ii) on account of malingering, or indulgence in drink or drugs.	See rule 200.
(iii) on account of aggravation or retardation of cure by themselves, of their disability	See rule 201
(c) Individuals with less than 15 years qualifying service discharged for the following causes—	
(i) compulsory discharge with gratuity (ii) Services no longer required (iii) On completion of army service only there being no vacancy in the reserve, provided they were willing to extend their colour service but were not allowed to do so. (iv) otherwise than at their own request, having reached the stage at which discharge may be enforced.	Three-fourths of the gratuity under scale A. The full amount may however be sanctioned by the competent authority in special cases.
(d) Individuals with less than 15 years qualifying service who are discharged at their own request	*Nil.*

262.

263.

II—Supply Units

264. Viceroy's commissioned officers and warrant officers employed permanently with supply units of the R. I. A. S C

(a) *Viceroy's commissioned officers*

(i) These officers may be granted ordinary and special pensions and invalid gratuities as in sub-section II

(ii) Viceroy's commissioned officers who after discharge are re-employed in the R I A. S C and who, before they become eligible for a pension, are discharged from the R. I. A. S C as medically unfit or on account of a reduction of establishment shall be repaid any gratuity refunded by them on re-employment with the R. I A. S C No refund of gratuity shall be allowed to officers discharged at their own request or for inefficiency or as medically unfit through their own fault or on account of mis conduct.

(b) *Warrant officers*—As provided in sub-section XIV

265

III—Mechanical Transport units R I A S C

(For warrant officers' pensions and gratuities see sub-section XIV)

266 Admissibility of pensions and gratuities.

Indian combatants of mechanical transport units of the R. I. A S C may be granted pensions and gratuities under the rules laid down in sub-section II

267

Sub-Section VII—Military Farms Department—enrolled Indian personnel.

268. Pensions and gratuities.

The enrolled Indian personnel of the Military Farms Department who elected the new conditions of service introduced in 1930 may be granted pension and gratuity under rules 256 to 259 and 261. A dafadar major may be granted the rates laid down therein for a troop dafadar

269 Personal allowance of risaldar majors and risaldars

In the case of risaldar majors and risaldars of the Military Farms Department the rates of pension shall be exclusive of the personal allowance of Rs 50 per mensem and Rs. 25 per mensem respectively which may be continued to them, after they are pensioned, under the rules in P & A. Regulations Vol. I.

270

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Sub-Section VIII—Army Remount Department.

271. Pensions and gratuities

Indian combatants of the Army Remount Department may be granted pensions and gratuities under the rules laid down in sub-section II.

272

Sub-Section IX—Cantonments Department.

Viceroy's commissioned officers

273 Rates of pensions

The retiring pension for Viceroy's commissioned officers recruited from the regular Indian Army for appointment as executive officers in the Cantonments Department is as under —

After 30 years total qualifying service (or, if invalided, after 25 years' total qualifying service) provided that a minimum of 10 years service in the Cantonments Department is rendered	Rs 200 per mensem.

274. Special conditions for counting service for pension.

Service shall commence to count from an officer's twentieth birthday or from the date of entering Army service whichever is later

275 Position of a Viceroy's commissioned officer who has not qualified for a retiring pension

A Viceroy's commissioned officer who does not qualify for the pension under rule 273 may be granted, subject to the usual conditions of satisfactory service the pension he would have earned had he remained in the Army In assessing such a pension service in the Cantonments Department shall be treated as if it had been rendered in the army

276

Sub-Section X—Recruiting Establishment.

277 Pensions and gratuities

Military clerks of recruiting offices may be granted pensions and gratuities under the rules laid down in sub-section II.

278.

Sub-Section XI—India Unattached List including Indian Military Assistant Clothing Examiners employed in Clothing Factory and Depot at Shahjahanpur

279 Pensions and gratuities.

I The following shall be the rates of retiring pension, invalid pension and gratuity admissible to members of the India Unattached List (except upper subordinate officers serving in the Survey of India) and Indian Military Assistant Clothing Examiners —

(a) *Retiring Pension.*

	Per mensem. Rs.
After 32 years qualifying service with at least 10 years service on the U L.	60
After 32 years qualifying service with unblemished character and with at least 15 years service on the U L if specially recommended	75

(b) *Invalid Pension.*

After 15 and under 20 years qualifying service with at least 2 years service on the U L.	6
After 20 and under 24 years qualifying service with at least 5 years' service on the U L.	12
After 24 and under 28 years qualifying service with at least 7 years service on the U L.	20
After 28 and under 32 years qualifying service with at least 10 years service on the U L.	55

(c) *Gratuity and alternative pension.*

Pension or gratuity under the rules in sub-section II may be granted when no pension is admissible under clauses (a) and (b) above or when the pension admissible under these clauses is less favourable.

II Soldier surveyors of the India Unattached List who have been or may be promoted to the Upper Subordinate Service of the Survey of India shall be eligible for pensions and gratuities under the rules in Civil Service Regulation and not under military rules.

280

Sub-Section XII—Indian Army Veterinary Corps (Veterinary Assistant Surgeons)

281 Pensions and Gratuities.

Pensions and gratuities may be granted to veterinary assistant surgeons under the following rules

282. Rates of pension.

(a) *Retiring pension*

After 30 years qualifying service, or on superannuation provided that the assistant surgeons have not less than 25 years qualifying service	30/60ths	Of average pay (including extra pay for English qualification) of preceding three years.
(b) *Invalid pension.*		
After 25 years qualifying service	30/60ths.	
After 10 and below 25 years qualifying service.	1/60th for each completed year of qualifying service.	

283 Calculation of average pay

(i) Average pay shall be calculated in accordance with the principles laid down in Article 487 of the Civil Service Regulations.

(ii) For the purpose of calculating average pay during the preceding 3 years in the case of a pension granted under (b) above the date of the decision of the medical board shall be the date of termination of service

284. Invalid Gratuity

Under 10 years qualifying service	1 month's emoluments for each completed year of qualifying service calculated on the pay (and extra pay for English qualification) received immediately previous to discharge.

285

Sub-Section XIII—Indian Medical Department (Sub-Assistant Surgeons)

286 Pension and gratuity

(a) *Retiring pension*

After 30 years qualifying service, or on superannuation provided the sub-assistant surgeons who are superannuated have not less than 25 years qualifying service.	30/60ths of average pay of preceding 3 years.

(b) *Invalid pension.*

After 25 years qualifying service	30/60ths of average pay of preceding 3 years.
After 10 years qualifying service but less than 25 years qualifying service.	1/60th of average pay of preceding 3 years for each completed year of qualifying service.

(c) *Invalid gratuity*

Under 10 years qualifying service	One month's emoluments calculated on pay received immediately previous to discharge, for each completed year of qualifying service.

287 Calculation of average pay

(i) Average pay shall be calculated in accordance with the principles prescribed in Article 487 Civil Service Regulations

(ii) For the purpose of calculating average pay during the preceding 3 years in the case of a pension granted under (b) above service shall terminate on the date the medical board records its decision.

(iii) Personal allowance of Rs. 50 per mensem drawn by sub-assistant surgeons ranking as subadar majors shall be treated as part of pay for the purpose of assessing pension.

288. Special provision for reckoning service for pension for a particular class

Passed third year Indian military medical students who volunteered for military duty during the Great War and who were gazetted into the I. M. D as permanent sub-assistant surgeons (warrant officers) subject to passing the qualifying examination shall be allowed to count their service for pension with effect from the date on which they applied for orders to the local military authorities when they originally volunteered for military duty

289

Sub-Section XIV—Indian Warrant Officers of units, formations and departments of the Indian Army other than those of the Indian Medical Department and the Indian Army Veterinary Corps.

(For the rank or grade on which pension will be assessed, see rule 193.)

290 Ordinary pensions.

The following shall be the rates of ordinary pension admissible —

(a) *Warrant officers class I (except head clerks)*

	Per mensem. Rs.
After 18 years qualifying service	41
After 19 years qualifying service	43
After 20 years qualifying service	45
After 21 years qualifying service	47
After 22 years qualifying service	49
After 23 years qualifying service	51
After 24 years qualifying service	53
After 25 years qualifying service	55

(b) *Head clerks warrant officers class I*

After 18 years qualifying service	30
After 19 years qualifying service	32
After 20 years qualifying service	34
After 21 years, qualifying service	36
After 22 years qualifying service	38
After 23 years qualifying service	40
After 24 years qualifying service	41

(c) *Warrant officers class II*

After 18 years' qualifying service	25
After 21 years qualifying service	30

291. Special pensions.

Warrant officers who on discharge under the conditions noted below have rendered 15 years qualifying service and over but have not qualified for an ordinary pension, *may* be granted special pensions as follows —

	Per mensem. Rs.
(a) (i) Discharged as medically unfit for further service provided the physical or mental unfitness is attributable to causes beyond the control of the individual but not to malingering or indulgence in drink or drugs—	
Warrant officers, class I (except head clerks)	35
Warrant officers, class I head clerks	20
Warrant officers, class II	20
(ii) Warrant officers discharged as at (i) above and not ordinarily eligible for the pension of warrant rank on account of the operation of rule 193.	20 irrespective of length of service in warrant rank.

(*b*) Discharged as medically unfit for further service—	
(*i*) for causes within the individual's control, other than those specified at (*ii*) and (*iii*) below	Three-fourths of the special rates in clause (*a*) above. The full rates may however be sanctioned by the competent authority in special cases.
(*ii*) on account of malingering, or indulgence in drink or drugs.	See rule 200
(*iii*) on account of aggravation or retardation of cure by themselves, of their disability	See rule 201
(*c*) Discharged for the following causes—	
(*i*) Transfer to the pension establishment, otherwise than at his own request. (*ii*) Services no longer required	Three-fourths of the special rates in clause (*a*) above. The full rates may however be sanctioned by the competent authority in special cases.

292. Gratuities.

Gratuities may be granted as under —

(*a*) Individuals with less than 15 years qualifying service discharged as medically unfit for further service, provided the physical or mental unfitness is attributable to causes beyond their control but not to malingering or indulgence in drink or drugs.	As in scale A of rule 22[illegible]
(*b*) *Individuals with less than 15 years qualifying* service discharged as medically unfit for further service—	
(*i*) for causes within their control, other than those specified at (*ii*) and (*iii*) below	Three-fourths of the gratuity under scale A. The full amount may however be sanctioned by the competent authority in special cases.
(*ii*) *on account of malingering or indulgence in* drink or drugs.	*See rule 200*
(*iii*) on account of aggravation or retardation of cure by themselves, of their disability	See rule 201
(*c*) Individuals with less than 15 years qualifying service discharged for the following causes—	
(*i*) compulsory discharge with gratuity (*ii*) services no longer required	Three fourths of the gratuity under scale A. The full amount may however be sanctioned by the competent authority in special cases
(*d*) Individuals with less than 15 years qualifying service discharged at their own request.	Nil.

293

294

295

Sub-Section XV—Reservists

Part A.

General

296 Pensions and gratuities and method of calculation of amount of gratuity

Pensions and gratuities may be granted to reservists of the *several arms and services as laid down in parts B to F* of this sub-section Gratuities where admissible shall be calculated on the pay and good conduct or proficiency pay of a sepoy or equivalent rank serving with the colours

297 Reckoning of leave for pension.

Time spent on leave which may be granted to a reservist for the purpose of residing beyond the limits of British India or Ceylon shall not reckon as service for pension or gratuity

298. Soldiers prematurely transferred to the reserve.

Indian soldiers whose premature transfer to the reserve may be authorized in special cases on compassionate grounds under the rules in R A I, may be granted the full reservist pension, irrespective of the period of colour service rendered provided they have completed, on discharge 15 years' combined colour and reserve qualifying service.

299

PART B

CAVALRY ARTILLERY SAPPERS AND MINERS, SIGNALS INFANTRY AND COMBATANT ARTIFICERS OF THE I. A. O C

300 Reservists other than Gurkhas.

(i) Class A reservists (mechanical transport drivers), of Royal Artillery and Indian Signal Corps

(ii) Class B reservists of Indian cavalry Royal and Indian artillery (except heavy batteries) sappers and miners, Indian Signal Corps and infantry (except Gurkhas), other than those enrolled direct into the reserve and

(iii) Class C reservists of Indian infantry (except Gurkhas) Indian cavalry Royal and Indian artillery sappers and miners and Indian Signal Corps

(iv) Combatant artificer reservists of the I A O C may be granted pension or gratuity as follows —

a) *Ordinary pension*

On completion of 15 years combined colour and reserve qualifying service	Rs. 3 per mensem

(b) *Gratuity*

On invalidment with less than 15 years combined colour and reserve qualifying service.	As in Scale E. of rule 223

(c) *Alternative to pension*

Reservists of category (a) above who have qualified for a pension of Rs 3 per mensem under item (a)	A gratuity of Rs. 300 in lieu of pension, if they so desire

301. Gurkha reservists of Gurkha Rifle Battalions

The service of Gurkha reservists in the reserve shall not count for pension but gratuities may be granted a follows —

On final discharge from the reserve or on transfer back t th colours	A gratuity at the rate of Rs. 3 a month calculated for the tot l period of ervice in the reserv *plus* in the case of an individual discharged from the reserve after completion of 15 years combined colour and reserve qualifyin service three months pay and g c or proficiency pay of sepoy (or equivalent rank) serving with the colours

293

294.

295

Sub-Section XV—Reservists

Part A

General

296 Pensions and gratuities and method of calculation of amount of gratuity

Pensions and gratuities may be granted to reservists of the several arms and services as laid down in parts B to F of this sub-section Gratuities, where admissible shall be calculated on the pay and good conduct or proficiency pay of a sepoy or equivalent rank serving with the colours

297 Reckoning of leave for pension.

Time spent on leave which may be granted to a reservist for the purpose of residing beyond the limits of British India or Ceylon shall not reckon as service for pension or gratuity

298 Soldiers prematurely transferred to the reserve

Indian soldiers whose premature transfer to the reserve may be authorized in special cases on compassionate grounds under the rules in R A I, may be granted the full reservist pension irrespective of the period of colour service rendered provided they have completed, on discharge 15 years' combined colour and reserve qualifying service

299

(b) *Gratuity*

On being invalided with less than 15 years combined colour and reserve qualifying service.	In accordance with scale F in rule 223

307

Part E

Indian Hospital Corps Nursing and Ambulance Sections.

308. Pensions and gratuities.

The following shall be the rates of pension and gratuity admissible to reservists of the nursing and ambulance sections —

(a) *Ordinary Pension*

On completion of 18 years combined colour and reserve qualifying service (20 years in the case of personnel enrolled prior to 20th September 1934)	Rs. 3 per mensem.
or	
If the individual so desires, he may be granted, in lieu of pension, a gratuity of	Rs. 300

(b) *Gratuity*

On being invalided with less than 18 years combined colour and reserve qualifying service (20 years in the case of personnel enrolled prior to 20th September 1934).	In accordance with scale E in rule 223.

309 Reservists directly enrolled in the reserve.

Individuals of the late Army Bearer Corps and of the Ambulance Section who took their discharge from colour service and enrolled direct in the reserve of the ambulance section of the Indian Hospital Corps shall count their previous service for pension and gratuity provided that any gratuity received in respect of such service is refunded.

310

PART F

ROYAL INDIAN ARMY SERVICE CORPS.

Animal Transport

311. Driver reservists (other than those enrolled direct into the reserve) of mule and Government camel transport units.

The following shall be the rates of ordinary pension and gratuity admissible —

(a) *Ordinary Pension*

On completion of 15 years combined colour and reserve qualifying service	Rs. 3 per mensem
or	
if the individual so desires, he may be granted in lieu of pension, a gratuity of	Rs. 300.

(b) *Gratuity*

On being invalided with less than 15 years' combined colour and reserve qualifying service.	In accordance with Scale E in rule 223

312. Those enrolled direct into the reserve of mule and Government camel transport units.

Men enrolled direct into the reserve may on discharge, be granted a gratuity of Rs. 3 for each completed year of reserve service

313.

Mechanical Transport

314. Pensions and gratuities

Driver reservists, other than those enrolled direct into the reserve, of mechanical transport units of the R. I. A. S. C. may be granted pensions and gratuities as follows —

(a) *Ordinary Pension*

On completion of 15 years' combined colour and reserve qualifying service	Rs. 3 per mensem.
or	
if the individual so desires, he may be granted, in lieu of pension, a gratuity of	Rs. 300

(b) *Gratuity*

On being invalided with less than 15 years combined colour and reserve qualifying service.	As in Scale E of rule 27

315

Sub-Section XVI—Mustering-out pensions and gratuities of combatants.

316 **Viceroy's commissioned officers and other ranks of the Indian Army, and similar ranks holding combatant status in ancillary services including reservists**

The Governor General may, at his discretion, sanction *the grant of mustering-out pensions and gratuities to* individuals of the above categories in the following circumstances —

(a) Discharge on account of the disbandment of a unit and consequent elimination of its reserve.

(b) Discharge on account of reduction of establishment.

(c) Discharge on becoming unsuitable for retention owing to a change of class composition, provided that the individual cannot be absorbed in another unit.

(d) In any other circumstances approved by the Governor General

317 **Rank for assessment of mustering-out pension.**

Mustering-out pensions when sanctioned, shall be assessed on the rank or grade held by the individual on the date of discharge see rule 193

PART F

ROYAL INDIAN ARMY SERVICE CORPS.

Animal Transport

311. Driver reservists (other than those enrolled direct into the reserve) of mule and Government camel transport units

The following shall be the rates of ordinary pension and gratuity admissible —

(a) *Ordinary Pension*

On completion of 15 years combined colour and reserve qualifying service	Rs. 3 per mensem.
or	
if the individual so desires, he may be granted in lieu of pension, a gratuity of	Rs. 300.

(b) *Gratuity*

On being invalided with less than 15 years' combined colour and reserve qualifying service.	In accordance with Scale B in rule 223

312. Those enrolled direct into the reserve of mule and Government camel transport units.

Men enrolled direct into the reserve may, on discharge, be granted a gratuity of Rs. 3 for each completed year of reserve service.

313

Mechanical Transport

314. Pensions and gratuities

Driver reservists, other than those enrolled direct into the reserve, of mechanical transport units of the R. I. A. S. C. may be granted pensions and gratuities as follows —

(a) *Ordinary Pension.*

On completion of 15 years' combined colour and reserve qualifying service	Rs. 3 per mensem.
or	
If the individual so desires, he may be granted, in lieu of pension, a gratuity of	Rs. 300

(b) *Gratuity*

On being invalided with less than 15 years combined colour and reserve qualifying service.	As in Scale E of rule 23

315

Sub-Section XVI—Mustering-out pensions and gratuities of combatants

316 Viceroy s commissioned officers and other ranks of the Indian Army and similar ranks holding combatant status in ancillary services including reservists

The Governor General may at his discretion, sanction the grant of mustering-out pensions and gratuities to individuals of the above categories in the following circumstances —

(a) Discharge on account of the disbandment of a unit and consequent elimination of its reserve.

(b) Discharge on account of reduction of establishment

(c) Discharge on becoming unsuitable for retention owing to a change of class composition, provided that the individual cannot be absorbed in another unit.

(d) In any other circumstances approved by the Governor General.

317 Rank for assessment of mustering-out pension.

Mustering-out pensions when sanctioned shall be assessed on the rank or grade held by the individual on the date of discharge see rule 193

318 Scale of mustering-out pensions and gratuities

The following is the scale on which mustering-out pension or gratuity may be sanctioned —

I.—*Other than the Indian Hospital Corps*

Categories.	Qualifying Service.	Mustering-out pension or gratuity
(i) Rissaldar majors, subadar majors, rissaldars and subadars	24 years and over	Maximum *ordinary* pension admissible for their rank and grade.
	21 to 23 years	*Ordinary* pension admissible after 24 years' qualifying service.
(ii) Jemadars	20 years and over	Maximum *ordinary* pension admissible for their rank and grade.
(iii) Warrant officers, class I except head clerks.	21 years and over	Maximum *ordinary* pension admissible for their rank.
Do.	18 to 20 years	*Ordinary* pension admissible, after 21 years qualifying service.
(iv) Warrant officers, class I, head clerks.	21 years and over	Maximum ordinary pension admissible for their rank
	18 to 20 years	*Ordinary* pension admissible after 21 years' qualifying service.
(v) Warrant officers, class II	18 years and over	*Ordinary* pension admissible after 21 years' qualifying service.
(vi) N. C. Os. and men who have, on the date of mustering out, qualified by length of service for an ordinary pension.		Next higher rate of *ordinary* pension, if any admissible for their rank and grade
(vii) Viceroy commissioned officers, warrant officers, and non-commissioned officers who have not qualified by length of service for an ordinary pension.	15 years and over	Lowest rate of *ordinary* pension admissible for their rank and grade.
(viii) Viceroy commissioned officers, warrant officers, and non commissioned officers.	10 years and over but under 15 years	Special pension admissible for their rank and grade after 15 years qualifying service
(ix) Sepoys and those ranking as such.	10 years and over but under 15 years.	Lowest rate of ordinary pension admissible for their rank and grade.
(x) Viceroy's commissioned officers, warrant officers, non-commissioned officers and men.	5 years and over but under 10 years.	Gratuity of 1½ months' pay including g. c. proficiency, g. c. pay and grade pay for each completed year of qualifying service.
(xi) Viceroy's commissioned officers, warrant officers, non-commissioned officers and men.	3 years and over but under 5 years.	Gratuity of six months' pay including g. c. proficiency or g. c. pay and grade pay
(xii) Viceroy's commissioned officers, warrant officers, non-commissioned officers and men.	Under 3 years	Gratuity of three months' pay including g. c. proficiency or g. c. pay and grade pay

II.—*Indian Hospital Corps (excluding General Section)*

Categories.	Qualifying Service.	Mustering-out pension or gratuity
(i) Subedars	24 years and over	Maximum ordinary pension admissible for their rank.
	21 to 23 years	Ordinary pension admissible after 1 years' qualifying service.
(ii) Jemadars	20 years and over	Maximum ordinary pension admissible for their rank.
(iii) N. C. Os. and men who have, on the date of mustering out, qualified by length of service for an ordinary pension.		Next higher rate of ordinary pension, if any admissible for their rank.
(iv) Viceroy' commissioned officers and N. C. Os. who have not qualified by length of service for an ordinary pension.	15 years and over	Lowest rate of ordinary pension admissible for their rank.
( ) Viceroy' commissioned officers and non-commissioned officers.	10 years and over but under 15 years.	Special pension admissible for their rank after 15 years qualifying service.
(vi) Sepoys	18 years and over but under 19 years (20 years in the case of personnel enrolled prior to 30th September 1934).	Lowest rate of ordinary pension admissible for their rank.
(vii) Viceroy' commissioned officers and non-commissioned officers.	5 years and over but under 10 years.	Gratuity of 1½ months' pay including g. c. or g. s. pay and grade pay for each completed year of qualifying service
(viii) Sepoys	10 years and over but under 15 years.	
(ix) Viceroys commissioned officers and non-commissioned officers.	3 years and over but under 5 years.	Gratuity of 6 months' pay including g. [illegible] g. s. pay and grade pay
(x) Sepoys	5 years and over but under 10 years.	
(xi) Viceroy' commissioned officers and non-commissioned officers	Under 3 years	Gratuity of 3 months' pay including g. c., g [illegible] and grade pay
(xii) Sepoys	Under 5 years	

III —*Reservists*

Categories.	Qualifying Service.	Mustering-out pension or gratuity	Remarks.
	Other than the I H C		
(i) Pensionable reservists including those directly enrolled into the reserve or prematurely transferred thereto on compassionate grounds.	10 years and over but under 15 years.	Reserve pension admissible after 15 years' combined colour and reserve qualifying service or where provided for in the applicable rules [illegible] gratuity of Rs. 3[illegible] in lieu of pension.	

Categories.	Qualifying Service.	Mustering-out pension or gratuity	Remarks.
		Other than the I H C—contd.	
(ii) Pensionable reservists including those directly enrolled into the reserve or prematurely transferred thereto on compassionate grounds.	5 years and over but under 10 years.	Gratuity of 1½ months' colour pay of sepoy or equivalent rank, including g. c. or proficiency pay for each completed year of qualifying colour service and of service rendered during training or when mustered *plus* 1½ months reserve pay for each completed year of qualifying reserve service (excluding service rendered during training or when mustered).	The gratuity admissible under the preceding column is subject to (i) maximum of Rs. 300, and ( ) a minimum of six months' colour pay of a sepoy or equivalent rank including g. c. or proficiency pay, provided the individual has at least 3 years' qualifying colour service to his credit.
(iii) Do.	3 years and over but under 5 years.	A. PENSIONABLE RESERVISTS INCLUDING THOSE TRANSFERRED ON COMPASSIONATE GROUNDS. ( ) *If the qualifying colour service is not less than 3 years.* Gratuity of 6 months colour pay of sepoy or equivalent rank including g. c. or proficiency pay (ii) *If the qualifying colour service is less than 3 years.* Gratuity of 3 months colour pay of sepoy or equivalent rank including g. c. or proficiency pay and of 3 months' reserve pay B. PENSIONABLE RESERVISTS DIRECTLY ENROLLED. Gratuity of 6 months reserve pay	
(iv) Do	Under 3 years	Gratuity of 3 months colour pay of sepoy or equivalent rank including g. c. or proficiency pay if there is any service in the colours If not, gratuity of 3 months' reserve pay	
		I H C	
( ) Pensionable reservists of the I. H. C.	15 years' combined colour and reserve qualifying service and over but under 18 years (20 years in the case of personnel enrolled prior to 20th September 1924).	Reserve pension admissible after 18 years combined colour and reserve qualifying service (20 years in the case of personnel enrolled prior to 20th September 1924), or gratuity of Rs. 300 in lieu.	
(ii) Do.	10 years combined colour and reserve qualifying service and over but under 15 years.	Gratuity of 1½ months' colour pay of sepoy including g. c. pay for each completed year of qualifying colour service and	The gratuity admissible under the preceding column is subject to (i) maximum

Categories.	Qualifying Service.	Mustering-out pension or gratuity	Remarks.
		I H C—contd.	
Pensionable reservists of the I H C		of service rendered during training or when mustered *plus* 1½ months' reserve pay for each completed year of qualifying reserve service (excluding service rendered during training or when mustered).	of Rs. 300, and (b) minimum of six months' colour pay of a sepoy including g. c. pay provided the individual has at least 5 years' qualifying colour service to his credit.
(ii) Do.	5 years and over but under 10 years.	(i) *If the qualifying colour service is not less than 5 years.* As i ( ) of item (iv)—A above. (ii) *If the qualifying colour service is less than 5 years.* As i (b) of item (iii)—A above	
(iii) Do.	Under 5 years	Gratuity of 3 months' colour pay of sepoy including g. c. pay if there is any service in the colours, if not, gratuity of 3 months reserve pay	
		Non-pensionable Reservists.	
(iv) Non pensionable reservists.	10 years' combined colour and reserve qualifying service and over but under 15 years.	Gratuity admissible on completion of 15 years combined colour and reserve qualifying service	

319 Inclusion of extra duty pay for purposes of gratuity in certain cases.

In the case of trumpet bugle fife or drum majors the extra duty pay admissible to them under rule 461 of Pay and Allowance Regulations Vol. I shall be treated as part of pay proper when calculating mustering-out gratuities.

320 Counting of broken periods of service for gratuity

For purposes of calculating gratuities admissible to reservists the uncompleted portion of a year of colour service (which includes service rendered during training and when mustered) shall be added to service in Class A of reserve Similarly any uncompleted portion of a year of service left over from Class A of reserve shall be added to service rendered in Class B of reserve The gratuity shall then be calculated with reference to the rates of pay etc., admissible for each class of service and based on completed years in each category

321.

322.

SECTION V—ENROLLED NON COMBATANTS INCLUDING FOLLOWERS—RATES OF SERVICE PENSIONS AND GRATUITIES INCLUDING MUSTERING-OUT PENSIONS AND GRATUITIES

323. Personnel comprising the category of enrolled non combatants.

Enrolled non-combatants of the army whose conditions of service do not contain a specific provision for the grant of pension under the Civil Service Regulations, may be granted pensions and|or gratuities, to the extent laid down in this section. They are dealt with below in the following categories —

1. Indian artificers of R A. (M T) the Royal Tank Corps and R I A S C (M. T)
2. Drivers of silladar camel transport units.
3. Personnel of the General Section of the I. H C.
4. All others including followers.

SUB-SECTION I.

INDIAN ARTIFICERS OF R. A (M T), ROYAL TANK CORPS, AND R. I A S C (M. T)

324. Gratuities.

Gratuities may be granted at the following rates —

(i) On discharge after completion of service, or as medically unfit for further service provided the physical or mental unfitness is attributable to causes beyond the individual's control but not to malingering or indulgence in drink or drugs.	As in scale D of rule 223.
(ii) On discharge as medically unfit for further service—	
(a) for causes within the individual's control, other than those specified at (b) and (c) below	Three-fourths of the gratuity under scale D of rule 223. The full amount may however be sanctioned by the competent authority in special cases.
(b) on account of malingering or indulgence in drink or drugs.	See rule 200.
(c) on account of aggravation or retardation of cure by themselves of their disability	See rule 201
(iii) On discharge after completion of colour service or any extension thereof, when, for administrative reasons, the individual cannot be transferred to the reserve. Applicable to artificers of R. I A. S. C. (M. T) only	As in scale D of rule 223

325. R. T C and R. I. A. S C (M. T)—Method of assessment of gratuity

Gratuities for artificers of the R T C and R. I. A. S C (M. T), who, on or after 1st June 1932, extend their army service or continue in army service after having completed their full term of engagement—i.e combined colour and reserve service and who were, prior to such extension or continuance, in receipt of old rates of pay shall be calculated on the old rates of pay for the service rendered prior to such extension or continuance and at the new rates for the service rendered subsequent thereto

326 Conditions for counting service of apprentices towards gratuity

An apprentice of the R I. A. S C (M T) whose normal period of apprenticeship is 4 or 5 years shall not count such period for gratuity but any period of apprenticeship that may extend beyond the normal period shall count, provided that the individual concerned has passed the requisite trade test for up-grading to artificer Class III but cannot be graded as such for want of a vacancy

327

328.

Sub-Section II—Drivers of Silladar (Camel) Transport units.

329 Gratuities.

Gratuities may be granted at the following rates —

(i) On discharge after completion of service or as medically unfit for further service provided the physical or mental unfitness is attributable to causes beyond the individual's control but not to malingering or indulgence in drink or drugs.	As in scale D of rule 323

(ii) On discharge as medically unfit for further service—	
(a) for causes within the individual's control, other than those specified at (b) and (c) below	Three-fourths of the gratuity under scale D of rule 223. The full amount may however be sanctioned by the competent authority in special cases.
(b) on account of malingering or indulgence in drink or drugs.	See rule 200
(c) on account of aggravation or retardation of cure by themselves of their disability	See rule 201.

330 Rates of pay to be taken for calculation for gratuity

Gratuities shall be calculated at the following monthly rates —

	Rs.
Lance naiks	10
Sarwans and barghirs	9

331. When gratuity is payable.

Drivers of silladar camel corps who serve an original term of engagement of 7 years and continue to serve for a further period may draw the gratuity in respect of the original term of engagement, after the completion of 7 years service, but the gratuity earned by further service shall not be paid until final discharge

Sub-Section III—General Section of the Indian Hospital Corps

332. Pensions and gratuities of those who were in the General Section on 10th December 1929

The following shall be the rates of pension and gratuity admissible to individuals who were on the strength of the General Section on 10th December 1929 and who did not elect to come under the rules in rule 333 below

(a) *Retiring pension.*

On retirement	After 30 years qualifying service	Half of average monthly pay for 3 years preceding discharge
(b) *Invalid pension*—		
(i) Discharged as medically unfit for further service provided the physical or mental unfitness is attributable to causes beyond the control of the individual but not to malingering or indulgence in drink or drugs.	After 20 years qualifying service.	One-third of average monthly pay for 3 years preceding discharge In the case of an individual invalided from the service the date of the decision of the medical board shall be the date of discharge for the purposes of calculation of average pay

(ii) Discharged as medically unfit for further service—	After 20 years' qualifying service.	
(a) for causes within the individual's control other than those specified at (b) and (c) below		Three-fourths of the rate of pension admissible under sub-clause (i) above. The full rate may be sanctioned by the competent authority in special cases.
(b) on account of malingering or indulgence in drink or drugs.		See rule 200.
(c) On account of aggravation, or retardation of cure, by themselves, of their disability		See rule 201.
(c) *Superannuation pension*—		
On discharge on attaining the age of superannuation, viz., 55 years.	After 30 years' qualifying service.	As at (a)
	After 20 years qualifying service.	As at (b) (i).
(d) *Invalid gratuities*—		
(i) Individuals with less than 20 years' qualifying service discharged as medically unfit for further service, provided the physical or mental unfitness is attributable to causes beyond the individual's control but not to malingering or indulgence in drink or drugs.		As at scale C of rule 223
(ii) Individuals with less than 20 years' qualifying service discharged as medically unfit for further service—		
(a) for causes within the individual's control, other than those specified at (b) and (c) below		Three-fourths of the gratuity under scale C of rule 223. The full amount may however be sanctioned by the competent authority in special cases.
(b) on account of malingering or indulgence in drink or drugs.		See rule 200.
(c) on account of aggravation, or retardation of cure, by themselves of their disability		See rule 201.
(e) *Superannuation gratuities*—		
On discharge on attaining the age of 55 years.		As at Scale C of rule 223.

333. Pensions and gratuities of those who joined the General Section after 10th December 1929

The following shall be the rates of pension and gratuity admissible to individuals who joined the General Section after the 10th December 1929 and to those who belonged to that Section on or before that date but who elected to be brought under these rules —

		Per mensem Rs. A. P.
(a) *Retiring pension*—		
Head cook, first grade	After 25 years' qualifying service.	5 0 0 each
Head cook, second grade	Do.	
Cook	Do	
Water carrier first grade	Do.	
Ward servant, first grade	Do.	
Washerman, first grade	Do.	
Sweeper first grade	Do.	
Barber	Do.	
Assistant cook	Do.	4 8 0 each.
Ward servant, second grade	Do.	
Washerman, second grade	Do.	
Water carrier second grade	Do.	4 0 0 each.
Ward servant, third grade	Do.	
Sweeper second grade	Do.	
(b) *Invalid pension*—		
(i) Discharged as medically unfit for further service provided the physical or mental unfitness is attributable to causes beyond the control of the individual but not to malingering or indulgence in drink or drugs	After *5 year qualifying service.	As in lause (a) of this rule.
(ii) Discharged as medically unfit for further service	Do	
(a) for causes within the individual's control other than those specified at (b) and (c) below		Three-fourths of the rate of pension admissible under sub-clause (i) above. The full rate may be sanctioned by the competent authority in special cases.
(b) on account of malingering or indulgence in drink or drugs.		See rule *00.
(c) on account of aggravation, or retardation of cure, by themselves, of their disability		See rule *01

(*ii*) Discharged as medically unfit for further service—	After 20 years' qualifying service.	
(*a*) for causes within the individual's control other than those specified at (*b*) and (*c*) below		Three-fourths of the rate of pension admissible under sub-clause (*i*) above. The full rate may be sanctioned by the competent authority in special cases.
(*b*) on account of malingering or indulgence in drink or drugs.		See rule 200.
(*c*) On account of aggravation, or retardation of cure by themselves, of their disability		See rule 201.
(*c*) *Superannuation pension*—		
On discharge on attaining the age of superannuation, *viz.*, 55 years.	After 30 years qualifying service.	As at (*a*)
	After 20 years qualifying service.	As at (*b*) (*i*).
(*d*) *Invalid gratuities*—		
(*i*) Individuals with less than 20 years' qualifying service discharged as medically unfit for further service, provided the physical or mental unfitness is attributable to causes beyond the individual's control but not to malingering or indulgence in drink or drugs.		As at scale C of rule 223
(*ii*) Individuals with less than 20 years' qualifying service discharged as medically unfit for further service—		
(*a*) for causes within the individual's control, other than those specified at (*b*) and (*c*) below		Three-fourths of the gratuity under scale C of rule 223. The full amount may however be sanctioned by the competent authority in special cases.
(*b*) on account of malingering or indulgence in drink or drugs.		See rule 200.
(*c*) on account of aggravation, or retardation of cure, by themselves of their disability		See rule 201.
(*e*) *Superannuation gratuities*—		
On discharge on attaining the age of 55 years.		As at Scale C of rule 223

(vi) Discharged as medically unfit for further service—		
(a) for causes within the individual's control other than those specified at (b) and (c) below	After 25 years' qualifying service.	Three-fourths of the rate of pension admissible under sub-clause (i) above. The full rate may be sanctioned by the competent authority in special cases.
(b) on account of malingering or indulgence in drink or drugs.		See rule 200.
(c) on account of aggravation, or retardation of cure by themselves, of their disability		See rule 201.

(c) *Gratuity.*

(i) On being invalided with less than 25 years qualifying service for causes beyond the control of the individual and not to malingering or indulgence in drink or drugs.	Gratuity on Scale F of rule 223 calculated on basic pay only
(ii) On being invalided from the service with less than 25 years qualifying service—	
(a) for causes within the individual's control, other than those specified at (b) and (c) below	Three-fourths of the gratuity under scale F *of rule 223 calculated* on basic pay only The full amount may however be sanctioned by the competent authority in special cases.
(b) on account of malingering or indulgence in drink or drugs.	*See rule* 200.
( ) on account of aggravation, or retardation of cure, by themselves of their disability	See rule 201.
(iii) On being discharged on account of inefficiency or misconduct with less than 25 years qualify ing service	*Nil.*
(iv) On being discharged on completion of the conditions of agreement with less than 25 years qualifying service	Gratuity on scale F of rule 223, calculated on basic pay only

337

338.

SECTION VII—DISABILITY AND FAMILY PENSIONS OF INDIAN COMBATANTS AND NON-COMBATANTS.

Sub-Section I—General Rules.

344. Extent of application.

The rules in this section shall be applicable to the following categories of personnel only to the extent specified in each case —

(i) *Indian officers holding honorary King's commissions* or commissions as honorary Indian commissioned officers, including those of the Indian Territorial Force

(ii) Viceroy's commissioned officers, including those of the Indian Territorial Force

(iii) Indian warrant officers.

(iv) Indian other ranks including those of the Indian Territorial Force.

(v) Reservists when called up for training or embodied.

(vi) Enrolled non-combatants including followers eligible for service pensions and/or gratuities under military rules.

(vii) Enrolled non-combatants eligible for service pensions and gratuities under the C S Regulations in receipt of pay less than Rs 200 per mensem and permanent civilians belonging to a depart ment of the army including the Military Accounts Department in receipt of pay less than Rs 200 per mensem,

provided that

they were enrolled or permanently appointed to Government service before the 18th October 1932.

345. Personnel governed by C S R., etc., for disability and family pensions

The following categories of personnel serving in a civil capacity under the Defence Department and paid from the Defence Services Estimates shall be governed by the rules in (1) Chapter XXXVIII C S R., or (2) the Central Civil Services (Extraordinary Pension) Rules or (3) the corres-

Services Estimates, whichever is applicable, in respect of disability and family pensions —

(i) Enrolled non-combatants eligible for service pensions and gratuities under the civil rules in receipt of pay of Rs. 200 per mensem and over, and permanent civilians belonging to a department of the army including the Military Accounts Department, in receipt of pay of Rs 200 per mensem and over

(ii) Enrolled non-combatants eligible for service pensions and gratuities under the C S. R. in receipt of pay less than Rs 200 per mensem,

and

permanent civilians belonging to a department of the army including the Military Accounts Department in receipt of pay less than Rs. 200 per mensem,

who were enrolled or permanently appointed to to Government service on or after the 18th October 1932.

(iii) Civilians belonging to a department of the army including the Military Accounts Department holding temporary or casual appointments.

(iv) Civilian Government servants belonging to civil departments of Government who are lent temporarily for service under the Defence Department

(v) Indian military personnel in civil employ

(vi) Temporary personnel of the units and formations of the army

and

(vii) Religious teachers of Indian units

(For private servants, see the special provision made in rules 392 and 415)

345. Primary conditions for the grant of disability and family pensions

(i) *Disability pension* —A disability pension may be granted to an individual of the categories referred to in rule 344 if he is invalided from the service on account of wounds, injury or illness, the cause of which is attributable to military service

(b) the date of invalidment from the service

whichever is more favourable

(ii) *Special family pension and children's allowance*—In the case of a combatant, in accordance with the substantive rank held, and

in the case of a non combatant, in accordance with the substantive pay to which the deceased person was entitled, on either of the following dates —

(a) the date on which the cause of death originated,

or

(b) (i) the date of death (if death occurs in service)

(ii) date of invalidment from the service (if death occurs after invalidment),

whichever is more favourable

353 Position of an individual whose rank or pay is reduced.

When an individual who on account of misconduct or inefficiency is reverted to a lower rank or has his pay reduced subsequent to the date on which the injury was sustained or the illness contracted or in the case of death, the cause of death originated pension (disability or special family) and children's allowance shall be assessed only on the rank held or the pay drawn on the date of invalidment from the service or the date of death (if death occurs in service)

354.

355

356.

Sub-Section II—Disability Pensions.

Division I—General.

357 Circumstances in which field service rates and peace rates of disability pension are admissible

(i) An individual whose disability is certified to be attributable to military service in a " field service " area may be granted the field service rate of disability pension, if he is otherwise qualified.

(ii) If his disability is certified to be attributable to military service in a peace area he may be granted the peace rate of disability pension, if otherwise qualified.

(iii) If an individual, though not serving in a field service area is disabled in circumstances which, in the opinion of the local administrative authorities, are similar to those encountered on field service, his case shall, provided that the claimant is otherwise qualified and his disablement is not due to his own gross negligence or misconduct, be submitted for the orders of the Governor General as to whether the field service rate of pension shall be granted.

358. Disabilities incurred while being carried on duty in aircraft.

Injuries sustained by individuals, otherwise than through their own negligence or misconduct, while being carried on duty in aircraft under proper authority shall be viewed as attributable to military service in a field service area for the purposes of rule 357 This rule shall remain operative for so long as service in aircraft is regarded as field service for personnel of the Royal Air Force

359 Classification of disabilities in percentages.

(i) For the purpose of the assessment of the rate of disability pension disabilities shall be expressed in percentages as follows :—

Serial No.	Specific injury	Per cent.
1	Loss of two or more limbs	100
	Loss of an arm and an eye	
	Loss of a leg and an eye	
	Loss of both hands or of all fingers and thumbs	
	Loss of both feet	
	Loss of a hand and a foot	

Serial No.	Specific injury	Per cent.
1	Loss of two or more limbs Total loss of sight Total paralysis Lunacy Wounds, injuries or disease resulting in disabled man being permanently bed-ridden Wounds of or injuries to, internal thoracic or abdominal organs, involving total permanent disabling effects. Wounds of or injuries to, head or brain involving total permanent disabling effects or Jacksonian epilepsy Very severe facial disfigurement Advanced cases of incurable disease	100
2	Amputation of right arm through shoulder Amputation of leg at hip or below hip with stump not exceeding 5 inches in length measured from tip of great trochanter ; of right arm below shoulder with stump not exceeding 6 inches measured from tip of acromion ; or of left arm through shoulder	90
3	Lisfran coperation, both feet Amputation of leg below hip with stump exceeding 5 inches in length measured from tip of great trochanter but not below middle thigh ; or left arm below shoulder with stump not exceeding 6 inches measured from tip of acromion ; or of right arm below shoulder with stump exceeding 6 inches measured from tip of acromion, through elbow or below elbow with stamp not exceeding 5 inches measured from tip of olecranon.	80
4	Severe facial disfigurement Total loss of speech Amputation of leg below middle thigh, through knee, or below knee with stump not exceeding 4 inches ; of left arm below shoulder with stump exceeding 6 inches measured from tip of acromion, through elbow or below elbow with stump not exceeding 5 inches measured from tip of olecranon ; or of right arm below elbow with stump exceeding 5 inches measured from tip of olecranon.	70
5	Total deafness Amputation of leg below knee with stump exceeding 4 inches	60

Serial No.	Specific injury	Per cent.
6	Amputation of left arm below elbow with stump exceeding 5 inches measured from tip of olecranon. Loss of thumb or four fingers of right hand Loss of vision of one eye	50
7	Lisfranc operation, one foot Loss of all toes both feet above knuckle Loss of thumb or four fingers of left hand or three fingers of right hand	40
8	Loss of all toes of one foot above knuckle Loss of all toes of both feet at or below knuckle	30
9	Limited restriction of movement of joints through injury without penetration, limited function of limb through fracture Loss of two fingers of either hand Compound fracture of thumb or two or more fingers of either hand with impaired function	20

(ii) When the wound, injury or illness causing the disability is not entered in the above schedule, the disability shall be assessed by the medical board at the percentage shown in the above schedule most closely corresponding to it

360

361. *Refusal to undergo medical treatment or an operation for disabilities*

Cases where individuals, including those brought before medical re survey boards, refuse to undergo medical treatment or an operation which will cure their disabilities attributable to military service shall not be treated as those of 'aggravation or retardation of cure under rule 201 but shall be dealt with as follows :—

(a) If the refusal to undergo medical treatment or an operation is reasonable the full disability pension normally admissible under the rules may be granted.

(b) If the refusal to undergo medical treatment or an operation is unreasonable,

If the medical board certifies that medical treatment or an operation will cure the disability	No disability pension, but the ordinary special, retiring or invalid pension or gratuity if any admissible under the rules or the pension or gratuity *admissible under rule 375*, where applicable may be granted.
If the medical board certifies that medical treatment or an operation will reduce the disability to a lower percentage.	The disability pension appropriate to the lower percentage. If that lower percentage is below 20 the ordinary special, retiring or invalid pension or gratuity if any admissible under the rules or the pension or gratuity admissible under rule 375 where applicable, may be granted.

(c) The question whether an individual's refusal to undergo medical treatment or an operation for his disability is reasonable or unreasonable shall be decided in accordance with the criteria published as Appendix II to these regulations.

362.

363.

Division II—Combatants including those of the I. T. F.

364. V. C. Os., sub-assistant surgeons, and veterinary assistant surgeons holding honorary King's commissions or commissions as honorary Indian commissioned officers

Viceroy's commissioned officers of the Indian Army and sub-assistant surgeons and veterinary assistant surgeons

holding honorary commissions as above may be granted disability pensions at *double* the rates admissible, in similar circumstances, to Viceroy's commissioned officers of the Indian Army holding the same Indian rank, and sub-assistant surgeons ranking as subadar majors, respectively

365 Viceroy's commissioned officers and warrant officers other than those of the I. M. D and I. A. V. C —Disability attributable to military service in a field service area.

A Viceroy's commissioned officer or warrant officer whose disability is 20 per cent. or over and is certified to be attributable to military service in a field service area may be granted a disability pension consisting of service and disability elements as follows —

(i) *Service element* —The ordinary pension he may have earned in accordance with his rank (see rule 352), or, if no such pension has been earned, the minimum ordinary pension authorised for his rank.

(ii) *Disability element* —A percentage of the service element at (i) above equal to the percentage of his disability as classified in accordance with rule 359

366 Viceroy's commissioned officers and warrant officers other than those of the I. M. D and I. A. V. C —Disability attributable to military service in a peace area.

A Viceroy's commissioned officer or warrant officer whose disability is 20 per cent or over and is certified to be attributable to military service in a peace area may be granted a disability pension consisting of service and disability elements as follows —

(i) *Service element* —The ordinary pension he may have earned in accordance with his rank (see rule 352) or if no such pension has been earned, three-fourths of the minimum ordinary pension authorised for his rank

(ii) *Disability element* —Three-fourths of the disability element that would have been admissible had the disability been attributable to military service in a field service area, *vide* rule 365 (ii)

367 Position of a Viceroy's commissioned officer or warrant officer discharged in the ordinary course, if suffering on discharge from a disability due to military service.

(i) A Viceroy's commissioned officer or warrant officer who is discharged from the service in the ordinary course, but is not invalided if suffering on discharge from a wound or injury attributable to military service may, at the discretion of the Governor General be granted a disability pension as if he had been invalided on account of the disability according to the percentage of disability existing at the time of discharge and in accordance with the rank held on the date when the disability was contracted.

(ii) Grants under this rule shall be made only in exceptionally hard cases

368. Indian non-commissioned officers.—Disability attributable to military service in a field service area.

Subject to the provisions of rule 371 an Indian non commissioned officer or other person ranking as such whose disability is 20 per cent or over and is certified to be attributable to military service in a field service area may be granted either

the disability pension provided in rule 370 for his rank

or

any ordinary special, retiring or invalid pension which he may have earned and the disability pension which is provided for in rule 370 for a sepoy suffering from the same degree of disability,

whichever is more favourable

369 Sepoys and others ranking as such.—Disability attributable to military service in a field service area.

Subject to the provisions of rule 371, a sepoy or other person ranking as such whose disability is 20 per cent or over and is certified to be attributable to military service in a field service area may in addition to any ordinary, retiring or invalid pension earned, be granted the disability pension provided for his rank in rule 370 for the particular degree of disability

370 Rates of disability pension for Indian non-commissioned officers and men.

Disability	Monthly disability pensions of		
	Havildars and corresponding ranks.	Naiks and corresponding ranks.	Sepoys and corresponding ranks.
Per cent	R	Rs.	Rs.
100	25	22	18
90	22	20	16
80	20	17	14
70	18	10	12
60	15	13	11
50	12	11	9
40	9	8	6
30	7	6	5
20	5	4	3

371 Minimum limits for the field service disability pensions of Indian non-commissioned officers and men.

(i) In the case of Indian non-commissioned officers and men the total of the service pension if any earned plus the field service disability pension admissible under rule 368 and 369 or in a case where no service pension has been earned, the field service disability pension alone shall be subject to the following minima —

Rank.	Minima. Per mensem Rs.
Havildars and others ranking as such	11
Naiks and others ranking as such	10
Sepoys and others ranking as such	8

(ii) *Service pension for this purpose shall mean* ordinary special, retiring or invalid pension.

372 Indian non-commissioned officers and men. Disability attributable to military service in a peace area.

Subject to the provisions of rule 373

(i) an Indian non-commissioned officer or man whose disability is 20 per cent or over and is certified

to be attributable to military service in a peace area may be granted, in addition to the ordinary, special, retiring or invalid pension earned, three-fourths of the disability pension provided for in rule 370 for a sepoy suffering from the same degree of disability,

(ii) if no ordinary, special, retiring or invalid pension has been earned a disability pension of three-fourths of the amount provided for in rule 370 for his rank and degree of disability may be granted.

373. Minimum limits for the peace service disability pensions of Indian non-commissioned officers and men.

In the case of Indian non-commissioned officers and men, the total of the service pension earned plus the peace service disability pension admissible under rule 372 or in a case where no service pension has been earned the peace service disability pension alone, shall be subject to the following minima :—

Rank.	Minima. Per mensem. Rs. A. P.
Havildars and others ranking as such	8 4 0
Naiks and others ranking as such	7 8 0
Sepoys and others ranking as such	6 0 0

374. Period for which pension is granted.

(i) If, on the date of invalidment, *i.e.*, the date of actual discharge from the service the disability of an individual is certified to be incapable of improvement the pension shall forthwith be granted for life. Otherwise the pension shall, in the first instance, be granted for two years from the date following that of discharge and, on the expiry of two years, shall ordinarily be assessed finally according to the then condition of the disability

(ii) If at any time a substantial increase occurs in the percentage of disability as the result of its original cause, a disability pension may be granted or the pension already granted permanently may be increased to the appropriate higher rate with effect from the date of the medical board which certifies as to the substantial increase in the disability

(iii) When a disability pension has been granted temporarily for a definite period, its continuance or discontinuance according to the finding of the re-survey board shall have

effect from the date of expiry of the previous award, irrespective of the date on which the board assembled.

375 Position of individuals in receipt of a temporary disability pension, whose disability falls permanently below 20 per cent.

(i) Individuals who are granted temporary disability pensions for specified periods and whose disabilities are assessed permanently at less than 20 per cent. on the expiry of those periods may be granted pensions or gratuities as follows :—

(a) Those who have rendered sufficient service to entitle them to pensions under the mustering out rules (rule 318) may with effect from the date of the termination of grant of the temporary disability pensions, be granted pensions under those rules or the minimum disability pensions admissible for their rank and grade as for a 20 per cent. disability, *whichever is less*

(b) Those who have not rendered sufficient service to entitle them to pensions under the mustering out rules may be granted gratuities under those rules when the disability pension terminates.

(c) Both pension and gratuity shall be assessed on the pensionable service rendered before discharge with the original disability

(ii) This rule shall apply only to the classes of personnel to whom mustering-out pensions or gratuities may be granted under rule 316 The cases of all other individuals shall be submitted for the orders of the Governor General.

376 Position of an individual in receipt of a temporary disability pension whose disability falls temporarily below 20 per cent.

If the disability of an individual who is in receipt of a temporary disability pension for a specified period, is assessed *temporarily* at less than 20 per cent on the expiry of that period his case shall be submitted for the orders of the Governor General

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to be attributable to military service in a peace area may be granted, in addition to the ordinary, special, retiring or invalid pension earned, three-fourths of the disability pension provided for in rule 370 for a sepoy suffering from the same degree of disability,

(ii) if no ordinary, special, retiring or invalid pension has been earned, a disability pension of three-fourths of the amount provided for in rule 370 for his rank and degree of disability may be granted.

373 Minimum limits for the peace service disability pensions of Indian non-commissioned officers and men.

In the case of Indian non-commissioned officers and men, the total of the service pension earned plus the peace service *disability pension admissible under rule 372 or in a case* where no service pension has been earned, the peace service disability pension alone, shall be subject to the following minima :—

Rank.	Minima. Per mensem. Rs. A. P.		
	Rs.	A.	P.
Havildars and others ranking as such	8	4	0
Naiks and others ranking as such	7	8	0
Sepoys and others ranking as such	6	0	0

374. Period for which pension is granted.

(i) If on the date of invalidment, i.e., the date of actual discharge from the service, the disability of an individual is certified to be incapable of improvement the pension shall forthwith be granted for life Otherwise the pension shall, in the first instance be granted for two years from the date following that of discharge and, on the expiry of two years, shall ordinarily be assessed finally according to the then condition of the disability

(ii) If at any time a substantial increase occurs in the percentage of disability as the result of its original cause, a disability pension may be granted or the pension already granted permanently may be increased to the appropriate higher rate with effect from the date of the medical board which certifies as to the substantial increase in the disability

(iii) When a disability pension has been granted temporarily for a definite period, its continuance or discontinuance according to the finding of the re-survey board shall have

379 Reserved rights to sub-assistant surgeons and veterinary assistant surgeons

Sub-assistant surgeons of the I M D and veterinary assistant surgeons of the I A V C who were in service on 20th July 1926 may on retirement elect to receive wound and injury pensions under the rules in force before that date (see Appendix III) in lieu of the pension admissible under rule 378

380 Indian Territorial Force

Disability pensions may be granted to —

Viceroy s commissioned officers including those granted honorary King's commission or commission as honorary Indian commissioned officers in His Majesty s Indian Land Forces

and soldiers

of the Indian Territorial Force,

at the rates and under the conditions applicable to corresponding ranks of the regular Indian Army

381. How disability pension is assessed in the case of members of the I. T F who are civilian Government servants.

(a) In the case of members of the I T F who are civilian Government servants, and who whilst holding their civil posts are subject to the rules in Chapter XXXVIII C S R., eligibility for pension shall be determined either —

(i) by the actual military rank held at the time of the casualty creating the claim, in which case military disability pension shall be admissible at the rates and under the rules specified in rule 380

or

(ii) by the relative rank assigned to the individual under the rules in Chapter XXXVIII Civil Service Regulations, in which case civil disability pension rates under the conditions laid down in that chapter shall be admissible

whichever the individual may elect.

The election may be made at any time during the service or after it and once made shall be final.

(b) In the case of other civilian Government servants who are members of the I T F eligibility for disability pension shall be determined by the actual military rank held at the time of the casualty creating the claim and

disability pension shall be admissible at the rates and under the rules specified in rule 380

382. Grant of a special compassionate allowance in lieu of pension to members of the I. T F who are not civilian Government servants

In the case of members of the I T F who are not civilian Government servants the Governor General may grant a compassionate allowance of a suitable amount, in lieu of the pension admissible under rule 380, provided that the following conditions are satisfied —

(i) that the casualty occurs as a result of embodied military service ,

(ii) that the civil status of the person in respect of whom the claim arises may, in the opinion of the Governor General, reasonably be regarded as higher than the status attaching to his rank in the Indian Territorial Force

(iii) that marked and exceptional hardship would result from the grant of pension admissible according to military rank.

383. Definition of military service in the case of members of the Indian Territorial Force.

For the purposes of rule 380 military service shall mean service in any campaign, service rendered when called to army service for military duty including service in aid of civil power (see rule 349), and service rendered during any period an individual is called out for military training

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Division III —Non-combatants including private servants

388. Conditions of admissibility of disability pension.

Enrolled non-combatants including followers and civilians of categories (vi) and (vii) of rule 344 may be granted disability pensions under the same rules, rule 367 excepted, as are applicable to Indian combatants with the modifications shown in the following rules They will be viewed as rendering military service for the purpose of disability pensions.

389 Relative combatant ranks assigned to non-combatants for the purposes of disability pensions.

(i) For the purposes of rule 388, the corresponding ranks of enrolled non-combatants including followers and civilians other than those provided for in rule 391, shall ordinarily be as follows —

Non-combatants including followers drawing pay as below.	*Corresponding combatant rank.*
Pay not less than that of a sepoy but less than that of a havildar of Indian infantry	Sepoy of Indian infantry
Pay not less than that of a havildar but less than two-thirds of the minimum pay of a jemadar of Indian infantry	Havildar of Indian infantry
Pay not less than two-thirds of the minimum pay of a jemadar of Indian infantry but less than the full minimum pay of that rank.	Two-thirds of the disability pension admissible to a jemadar of Indian infantry
Pay not less than the minimum pay of a jemadar but less than the minimum pay of a subadar of Indian infantry	Jemadar of Indian infantry
Pay not less than the minimum pay of a subadar of Indian infantry but less than Rs. 200 a month.	Subadar of Indian infantry

(ii) In determining the rank of a non-combatant including a follower under the above clause his basic pay exclusive of all allowances shall be taken into account

(iii) The Governor General will determine the relative rank of non-combatants receiving extra or specially high rates of pay either in peace or war

disability pension shall be admissible at the rates and under the rules specified in rule 380

382. Grant of a special compassionate allowance in lieu of pension to members of the I. T. F. who are not civilian Government servants

In the case of members of the I. T. F. who are not civilian Government servants the Governor General may grant a compassionate allowance of a suitable amount, in lieu of the pension admissible under rule 380, provided that the following conditions are satisfied —

(i) that the casualty occurs as a result of embodied military service ;

(ii) that the civil status of the person in respect of whom the claim arises may, in the opinion of the Governor General, reasonably be regarded as higher than the status attaching to his rank in the Indian Territorial Force

(iii) that marked and exceptional hardship would result from the grant of pension admissible according to military rank.

383. Definition of military service in the case of members of the Indian Territorial Force.

For the purposes of rule 380 military service shall mean service in any campaign, service rendered when called to army service for military duty including service in aid of civil power (see rule 349) and service rendered during any period an individual is called out for military training

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Division III.—Non-combatants including private servants

388 Conditions of admissibility of disability pension.

Enrolled non-combatants including followers and civilians of categories (vi) and (vii) of rule 344 may be granted disability pensions under the same rules rule 367 excepted, as are applicable to Indian combatants with the modifications shown in the following rules. They will be viewed as rendering military service for the purpose of disability pensions.

389 Relative combatant ranks assigned to non-combatants for the purposes of disability pensions.

(i) For the purposes of rule 388 the corresponding ranks of enrolled non-combatants including followers and civilians other than those provided for in rule 391 shall ordinarily be as follows —

Non-combatants including followers drawing pay as below	*Corresponding combatant rank.*
Pay not less than that of a sepoy but less than that of a havildar of Indian infantry	Sepoy of Indian infantry
Pay not less than that of a havildar but less than two-thirds of the minimum pay of a jemadar of Indian infantry	Havildar of Indian infantry
Pay not less than two-thirds of the minimum pay of a jemadar of Indian infantry but less than the full minimum pay of that rank.	Two-thirds of the disability pension admissible to a jemadar of Indian infantry
Pay not less than the minimum pay of a jemadar but less than the minimum pay of a subadar of Indian infantry	Jemadar of Indian infantry
Pay not less than the minimum pay of a subadar of Indian infantry but less than Rs. 200 a month.	Subadar of Indian infantry

(ii) In determining the rank of a non-combatant including a follower under the above clause his basic pay exclusive of all allowances shall be taken into account.

(iii) The Governor General will determine the relative rank of non-combatants receiving extra or specially high rates of pay either in peace or war

390 Rate of disability pension of a non-combatant including a follower, whose pay is less than that of a sepoy

A non-combatant including a follower whose pay is below that of a sepoy of Indian infantry may be granted, in addition to any service pension (retiring or invalid) earned, a disability element of pension of three-quarters of the amount admissible in similar circumstances to a sepoy

391. Special provision for particular classes.

Non-combatants who are classed as inferior servants under the rules in Civil Service Regulations or whose status is similar to that of inferior servants shall, irrespective of the pay drawn by them, be treated in the same way as non-combatants drawing pay less than that of a sepoy of Indian infantry, *vide* rule 390

392. Grant of disability pensions to private servants

Private servants when authorised to be taken on field service may, when disabled as the result of such service, be granted a disability pension of three-quarters of the amount admissible to a sepoy in similar circumstances.

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Sub Section III—Family Pensions and Gratuities and Children's allowances

Division I—Family Pensions and Gratuities

396. Ordinary family pension.

An ordinary family pension may be granted to the family of a Viceroy's commissioned officer of the Indian Army (including a sub assistant surgeon of the I. M. D and a veterinary assistant surgeon of the I. A. V C but excluding a member of the I. T F) holding an honorary King's commission or commission as an honorary Indian commissioned officer who dies in the circumstances mentioned in rule 346 (ii) (a) The provisions of this rule shall not be applicable to a Viceroy's commissioned officer granted the honorary rank of lieutenant or captain under rules 245 and 538 R A. I

397 Special family pension.

A special family pension may be granted to the family of an Indian combatant or non-combatant, including a follower of the categories specified in rule 344, who dies in the circumstances mentioned in rule 346 (ii) (b) Non-combatants including followers of the categories specified in sub-clauses (vi) and (vii) of rule 344 shall be viewed as rendering military service for the purposes of this rule.

398. Purpose for which family pension is granted.

A family pension is intended for the support of all the eligible members of a family irrespective of in whose name it stands.

399 Who are eligible members of a family

The following members of the family of a deceased individual shall be viewed as eligible for the grant of a family pension provided that they are otherwise qualified —

1 Widow lawfully married by a valid ceremony
2 Father
3 Mother
4 Son actual and legitimate
5 Daughter actual and legitimate

A —ORIGINAL GRANTS OF FAMILY PENSION

400 Nomination of an heir to family pension.

(i) A combatant or non-combatant [for Gurkhas see special provision in sub-clause (ii)] may nominate any but

only one, of the relatives specified in rule 399 as heir to the family pension.

(ii) A Gurkha recruited from, or whose family resides in, Nepal may, in addition to nominating one heir nominate an alternative heir to family pension The second nominated heir shall be treated as the nominated heir for the purposes of the rules in this chapter only if the first is dead or dis qualified on the date on which the pension sanctioning authority decides that the claim to family pension is ad missible.

401. Conditions of eligibility for a family pension.

A member of the family specified in rule 399 shall be eligible for the grant of a family pension, provided that—

General——

(i) he or she is not in receipt of another pension from Government

If in receipt of such pension, it must be surrend ered to qualify for a family pension under this rule

(ii) he or she is not employed under Government

If so employed and the pension exceeds the pay of the appointment in which employed the heir shall qualify for the grant of half the family pension normally admissible in addition to pay and for the grant of the full family pension on the termination of such employment

Widow—

(iii) a widow has not remarried.

This condition shall not apply to a widow who re- marries her deceased husband's brother and continues to live a communal life with and|or contributes to the support of the other living eligible heirs

Father—

(iv) a father is above 50 years of age

If he is below that age, he shall be eligible for a family pension only if he is a cripple or other wise physically or mentally unable to support himself.

Mother—

(v) a mother who is a widow at the time of her son's death or who becomes a widow thereafter has not re-married.

If she had re-married before her son's death, she shall remain eligible for a family pension, unless and until she again becomes a widow and re-marries

Son—

(vi) a son is below the age of 18 years.

A son above that age shall be eligible for the pension only if he is a cripple or otherwise physically or mentally unable to support himself

Daughter—

(vii) a daughter has not married.

402. To whom the original grant of family pension is made

(i) *If there is a nomination—*

(a) If on the date on which the pension sanctioning authority decides that the claim to family pension is admissible the nominated heir is alive and eligible the pension shall be granted to him or her

(b) If on the date referred to above the nominated heir is dead or disqualified the pension shall be granted to the heir who stands highest in the list of living heirs specified in rule 399 and is eligible under rule 401

(c) If an heir (other than the widow) who is nominated for the family pension waives his or her claim in favour of the widow the pension shall be granted to her provided she is eligible on the date referred to at (a) above

(d) If a father nominated for a family pension cannot draw it solely on account of being under 50 years of age the pension shall be granted to the heir who stands highest in the list of living and eligible heirs (or the alternative nominated heir if eligible in the case of Gurkha) on the date referred to at sub-clause (a) above until the father attains the age of 50 when it shall be transferred to him.

(e) If an heir who is nominated for a family pension is employed under Government and is thereby disqualified for the grant of a family pension in whole or in part and if there are other eligible heirs living the pension shall be granted

as in sub-clause (b) above, if there are no such heirs, the pension shall be held in abeyance for the duration of the nominated heir's employment and shall be granted to him on the termination of such employment.

(ii) *If there is no nomination.*—The pension shall be granted to the living heir who stands highest in the list in rule 399 and who is eligible under rule 401, on the date on which the pension sanctioning authority decides that the claim to pension is admissible.

403 Date from which a grant of family pension takes effect.

(i) Subject to the rules in Part III of these regulations governing the payment of belated claims, a family pension may be granted as soon as the admissibility of the claim can be verified and with effect from the date following that of the casualty which created the claim.

(ii) If however a claimant was eligible for a family pension on the date following that of the casualty but dies or becomes disqualified before the date on which the pension sanctioning authority decides that the claim is admissible, and the grant is made to another eligible heir in consequence, the grant shall take effect from the date following that of the death or from the date of disqualification of the immediately prior eligible claimant. The arrears prior to this date shall, in the event of the claim being established and subject to the rules in Part III of these regulations governing the payment of belated claims, be granted to the prior eligible claimant or claimants or to their estates, up to the date preceding that of their disqualification, or up to the date of death, as the case may be.

Illustration :—

A soldier died on	31-12-38
He left a widow, father and mother all of whom were eligible for family pension on	1-1-39
The widow remarried and was disqualified on	1-10-39
The pension sanctioning authority admitted the claim for pension on	1-6-40
The grant of pension to the father (if eligible) will take effect from	1-10-39

The arrears for the period 1-1-39 to 30-9-39 will be paid to the widow subject to the usual conditions regarding payment of arrears.

(iii) If on the date referred to in clause (ii), all the eligible members are dead or disqualified, the arrears may only be paid at the discretion of the Governor General.

(iv) In no case shall claims preferred after disqualification be entertained.

B.—Rates of family pension—Combatants.

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I. *Ordinary family pensions—Rates*

	Per mensem. Rs.
Viceroy's commissioned officers including sub-assistant surgeons, and veterinary assistant surgeons holding honorary King's commission or commission as honorary Indian commissioned officer except those granted honorary rank of lieutenant or captain under R. A. I rules 245 and 538.	25

II *Special family pension—Rates*

	Per mensem Rs.
(*i*) Viceroy's commissioned officers (except sub-assistant surgeons and veterinary assistant surgeons) holding honorary King's commission or commission as honorary Indian commissioned officers, except those granted honorary rank of lieutenant or captain under R. A I rules 45 and 538.	As for risaldars or subadars *plus* an increase of 50% thereon.
(*ii*) Sub-assistant surgeons and veterinary assistant surgeon holding honorary King's commission or commission as honorary Indian commissioned officers.	As for subadars or risaldars *plus* an increase of Rs. 5 per mensem for each year or part of a year of service as honorary King's commissioned officer or as honorary Indian commissioned officer on the active list, subject to a maximum of Rs 75 per mensem altogether
(*iii*) Risaldar major subadar-major; risaldar; subadar; sub-assistant surgeons and veterinary assistant surgeons ranking as such.	50
(*iv*) Jemadar; sub-assistant surgeons and veterinary assistant surgeons ranking as such.	[illegible]3
(*v*) Warrant officers, class I except those of I M D and I A. V C and head clerks.	35
(*vi*) Head clerks, warrant officers, class I	[illegible]0
(*vii*) Warrant officers, Class II (other than those of the I M. D and I A. V C.)	[illegible]0
(*viii*) Sub-assistant surgeons and veterinary assistant surgeons ranking as warrant officers.	16
(*ix*) Non-commissioned officers and men	6
(*x*) Combatant personnel of the late Army Bearer Corps	[illegible]

C—RATES OF SPECIAL FAMILY PENSION—ENROLLED NON-COMBATANTS AND CIVILIANS

405 Rates.

Enrolled non-combatants and civilians.

	Rates of family pension. Rs. Per mensem.
On pay less than Rs. 200 a month but not less than the minimum pay of a subadar of Indian infantry	50
On pay less than the minimum pay of a subadar of Indian Infantry but not less than the minimum pay of a jemadar of Indian Infantry	25
On pay less than the full minimum pay of a jemadar but not less than two-thirds of the minimum pay of a jemadar of Indian infantry	16
On pay less than two-thirds of the minimum pay of a jemadar of Indian Infantry but not less than the pay of a sepoy of Indian infantry	8
On pay less than that of a sepoy of Indian Infantry	6

406 What pay shall be taken as the basis for the assessment of pension.

(i) Pay for the purposes of rule 405 shall mean basic pay exclusive of all allowances

(ii) In the case of non-combatants receiving extra or specially high rates of pay in peace or war, or a specially high local rate of pay, the Governor General will determine the basic pay to be taken into account for the purposes of family pensions.

D—DIVISION TRANSFER AND CONTINUANCE OF FAMILY PENSION

407 Division of family pension between eligible heirs.

(i) If the recipient of a family pension refuses to contribute proportionately towards the support of other eligible heirs [see clause (iii) below] in the family who were dependent upon the deceased soldier or non-combatant or if the pension is in the name of a child but is not devoted to the interests of the family generally, a competent authority may, on the advice and recommendations of the deputy commissioner or collector of the district, divide, at his discretion, the *family pension among the eligible heirs of the deceased soldier* or non-combatant.

(ii) This division shall hold good only for the period during which the pension is payable to the original recipient under the rules governing its grant.

If during this period one of the parties to the division (other than the original recipient) is disqualified or dies, his or her share shall be restored to the original recipient if he or she is the only one living or shall be divided among the remaining recipients, if there is more than one

(iii) Children's allowance where granted, is intended for the maintenance of children and the fact that an adult recipient of a special family pension refuses to contribute towards the children's support shall not ordinarily justify the pension being divided. Special cases of hardship will be submitted for the orders of the Governor General

408 Transfer of a family pension to the widow

When for any cause a family pension ceases to be payable to an original recipient other than the widow, it shall be transferred to the widow provided she is not disqualified under rule 401

409 Continuance of a special family pension to the father and mother and not to the children after the original recipient has ceased to draw it.

(i) Except as provided for in this rule and in rules 402 (d) and 408, a family pension cannot be transferred and shall cease altogether on the death or disqualification of the original recipient When, however the father or mother or both are left destitute, the whole or a portion of a special family pension granted under rule 397, which has lapsed to Government owing to death or disqualification of the previous recipient may be continued to the father or the mother if eligible provided that :—

the pension to be continued, *plus* the average monthly income of the father or mother or both from permanent sources does not exceed the full family pension admissible.

(ii) The maximum amount of pension which can be continued in any individual case shall be Rs 25 per month.

(iii) A child in receipt of a children's allowance shall not be eligible for the continuance of a special family pension. When the pension or a portion thereof is continued to any relative the children's allowance shall be payable at the ordinary rate without the fifty per cent increase referred to in rule 426 with effect from the date of such continuance

(iv) Continuance of a special family pension beyond the second life shall not be permissible. The grant of a special family pension to the second eligible heir under rule 403 (ii) shall be treated as the grant of second life pension.

(v) The date from which the pension or a portion of it will commence, shall be decided by the sanctioning authority but in no case shall arrears be allowed from a date preceding that on which an application for continuance is first submitted locally by or on behalf of the person to whom the pension is continued or for a period exceeding 5 years in all.

(vi) The provisions of this rule shall not normally apply to the heirs of private servants Cases which warrant special treatment may be submitted for consideration by the Governor General on their merits

E —PAYMENT OF A FAMILY PENSION

410 Conditions governing the payment of a family pension.

A family pension granted under the preceding rules shall be paid for the periods and under the conditions stated below —

General—

(i) A family pension shall not be drawn in conjunction with another Government pension. The less advantageous pension shall be surrendered from the date on which the grant of the second pension takes effect.

(ii) A family pension shall merge in the pay of any appointment under Government and shall therefore cease to be issuable from the date a family pensioner obtains employment under Government. If, however, the pension exceeds such pay the pensioner shall receive half of such pension in addition to pay Full pension shall be admissible on the termination of such employment

Widow—

(iii) A family pension shall be payable for life or till remarriage

A widow who remarries her deceased husband's brother and continues to live a communal life with and|or contributes to the support of the other living eligible heirs shall not, however, be treated as having remarried for the purposes of this rule

Father—

(iv) A pension shall be payable for life see rule 402 (d) as regards the date of commencement of pension.

Mother—

(v) A pension to a mother shall be payable for life provided that the pension of a mother who is a widow at the time of her son's death or becomes a widow thereafter shall cease on re marriage

The remarriage of a mother *before* her son's death shall not affect the payment of a pension unless she again becomes a widow and remarries

Son—

(vi) A family pension shall be payable to a son until the age of 18 years only unless he is a cripple or otherwise physically or mentally unable to support himself in which case it may be sanctioned for life

Daughter—

(vii) A family pension to a daughter shall cease on marriage

F —INDIAN TERRITORIAL FORCE.

411 Conditions of admissibility of special family pensions.

Special family pensions may be granted in respect of —

Viceroy s commissioned officers including those granted honorary King s commission or commission as honorary Indian commissioned officer in His Majesty s Indian Land Forces and soldiers

of the Indian Territorial Force

at the rates and under the conditions applicable to corresponding ranks of the regular Indian Army

412. How special family pension is assessed in the case of members of Indian Territorial Force who are civilian Government servants.

(a) In the case of those who are civilian Government servants and who are whilst holding their civil posts, subject to the rules in Chapter XXXVIII, C S R, eligibility for special pension shall be determined either —

(i) by the actual military rank held at the time of the casualty creating the claim in which case military family pension shall be admissible at the rates and under the rules specified in rule 411,

or

(ii) by the relative rank assigned to the individual under the rules in Chapter XXXVIII, Civil

Service Regulations in which case civil family pension at the rates and under the conditions laid down in that chapter shall be admissible,

whichever the individual or his family may elect.

The election may be made at any time during the service or after it and once made, shall be final.

(b) In the case of other civilian Government servants who are members of the I T F., eligibility for family pension shall be determined by the actual military rank held at the time of the casualty creating the claim and family pension shall be admissible at the rates and under the rules specified in rule 411

413 Grant of a special compassionate allowance in lieu of pension to families of those who are not Government servants.

In the case of those who are not civilian Government servants, the Governor General may grant compassionate allowances of a suitable amount in lieu of pension admissible provided that the following conditions are satisfied —

(i) that the casualty occurs as a result of embodied military service,

(ii) that the civil status of the person in respect of whom the claim arises may in the opinion of the Governor General, reasonably be regarded as higher than the status attaching to his rank in the Indian Territorial Force,

(iii) that marked and exceptional hardship would result from the grant of pension admissible according to military rank.

414. Definition of military service in the case of members of the Indian Territorial Force

For the purposes of the grant of family pensions to the families of members of the Indian Territorial Force military service shall mean service in any campaign, service rendered when called to army service for military duty including service in aid of civil power (see rule 349) and service rendered during any period an individual is called out for military training

G.—Private Servants.

415. Pensions to the families of private servants taken on field service

The heirs of private servants who are authorised to be taken on active service and who are killed or die of wounds

or from an accident or disease attributable to active service within one year of their return from such active service may be granted a special family pension at the rate of Rs. 6 per mensem. The grant and payment of this pension shall be regulated under the general rules applicable to combatants.

H —FAMILY GRATUITY

416 Family gratuity—Rates and conditions

(i) The heir of an Indian officer or Indian warrant officer who is killed in action or dies of wounds received in action, may be granted a gratuity assessed in accordance with the undermentioned scale in addition to family pension —

	Rs.
Risaldar major subadar major risaldar and subadar	1 200
Jemadar	600
Warrant officer class I except head clerk	840
Warrant officer class I head clerk	480
Warrant officer class II	480

(ii) The heir of a sub-assistant surgeon of the I M D or veterinary assistant surgeon of the I A. V C ranking as subadar major or subadar who is killed in action or dies of wounds received in action may be granted a gratuity under the rule in A R I., Vol I (1915 Edition) (see Appendix IV)

(iii) If an Indian officer Indian warrant officer or a sub-assistant surgeon ranking as subadar major or subadar, otherwise than through his own serious negligence or misconduct is killed or dies of injuries sustained while on flying duty or while being carried on duty in aircraft under proper authority a gratuity on the scale specified in (i) or (ii) above as applicable to the particular case may be granted to his heir as though he had been killed in action. This rule shall hold good for so long as a similar rule remains in force for personnel of the Royal Air Force

(iv) Cases in which an Indian officer Indian warrant officer or a sub-assistant surgeon or veterinary assistant surgeon ranking as a subadar major or subadar though not serving in a field area may die of a cause attributable to circumstances which, in the opinion of the local administrative authorities, are similar to those encountered on field service may provided that the death is not due to the individual's gross negligence or misconduct, be submitted to

Service Regulations in which case civil family pension at the rates and under the conditions laid down in that chapter shall be admissible,

whichever the individual or his family may elect.

The election may be made at any time during the service or after it and once made shall be final.

(b) In the case of other civilian Government servants who are members of the I T F., eligibility for family pension shall be determined by the actual military rank held at the time of the casualty creating the claim and family pension shall be admissible at the rates and under the rules specified in rule 411.

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In the case of those who are not civilian Government servants the Governor General may grant compassionate allowances of a suitable amount, in lieu of pension admissible provided that the following conditions are satisfied —

(i) that the casualty occurs as a result of embodied military service,

(ii) that the civil status of the person in respect of whom the claim arises may in the opinion of the Governor General, reasonably be regarded as higher than the status attaching to his rank in the Indian Territorial Force,

(iii) that marked and exceptional hardship would result from the grant of pension admissible according to military rank.

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For the purposes of the grant of family pensions to the families of members of the Indian Territorial Force military service shall mean service in any campaign, service rendered when called to army service for military duty including service in aid of civil power (see rule 349) and service rendered during any period an individual is called out for military training

G.—PRIVATE SERVANTS.

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or from an accident or disease attributable to active service within one year of their return from such active service may be granted a special family pension at the rate of Rs 6 per mensem. The grant and payment of this pension shall be regulated under the general rules applicable to combatants.

II.—FAMILY GRATUITY

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(i) The heir of an Indian officer or Indian warrant officer who is killed in action or dies of wounds received in action, may be granted a gratuity as fixed in accordance with the undermentioned scale in addition to family pension —

	Rs
Risaldar major, subadar major, risaldar and subadar	1,200
Jemadar	600
Warrant officer class I except head clerk	840
Warrant officer class I head clerk	480
Warrant officer class II	480

(ii) The heir of a sub-assistant surgeon of the I.M.D. or veterinary assistant surgeon of the I.A.V.C. ranking as subadar major or subadar who is killed in action or dies of wounds received in action may be granted a gratuity under the rule in A.R.I., Vol. I (1915 Edition) (see Appendix IV.)

(iii) If an Indian officer, Indian warrant officer or a sub-assistant surgeon ranking as subadar major or subadar, otherwise than through his own serious negligence or misconduct, is killed or dies of injuries sustained while on flying duty or while being carried on duty in aircraft under proper authority, a gratuity on the scale specified in (i) or (ii) above as applicable to the particular case may be granted to his heir as though he had been killed in action. This rule shall hold good for so long as a similar rule remains in force for personnel of the Royal Air Force.

(iv) Cases in which an Indian officer, Indian warrant officer or a sub-assistant surgeon or veterinary assistant surgeon ranking as a subadar major or subadar, though not serving in a field area, may die of a cause attributable to circumstances which, in the opinion of the local administrative authorities, are similar to those encountered on field service, may, provided that the death is not due to the individual's gross negligence or misconduct, be submitted to

the Governor General for orders as to whether a gratuity on the above scale, as applicable to the particular case, should be granted.

(v) A gratuity in accordance with the above scale [clause (i) or clause (ii), as the case may be] may be granted to the heir of an Indian officer including a sub-assistant surgeon and a veterinary assistant surgeon, ranking as subadar major or subadar or of an Indian warrant officer, who is killed in action, or dies of wounds received in action or suffers a violent death while employed in aid of the civil power

(vi) The gratuity in the cases mentioned in clauses (i) to (v) shall be paid to the heir to whom the family pension is granted.

If on the date on which the pension sanctioning authority decides that the claim to a family pension is admissible all the members in the list of eligible heirs have died or become disqualified, the gratuity shall only be payable under the orders of the Governor General.

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Division II—Children's allowances

423. Conditions of grant.

Children's allowances may be granted to the sons (actual and legitimate) and daughters (actual and legitimate) of a combatant or non-combatant including a follower of the categories specified in rule 344 who dies in the circumstances mentioned in rule 346 (ii) (b) at the rates and under the conditions stated in the following rules.

The child of a private servant shall not be entitled to this allowance.

424. Rates—combatants

	For each child. Rs. Per mensem.
(i) Viceroy's commissioned officers holding honorary King's commission or commission as honorary Indian commissioned officers (but not those granted honorary ranks under R. A. I. rules 245 and 538).	6
(ii) Sub-assistant surgeons and veterinary assistant surgeons holding commission as at (i) above.	6
(iii) Viceroy's commissioned officers including those of I. M. D. and I. A. V. C.	4
(iv) Warrant officers, classes I and II (including head clerks) of the Indian Army and warrant officers of the I. M. D. and I. A. V. C.	3
(v) N. C. Os. and men including combatant personnel of the late A. B. O.	2

425. Rates—enrolled non-combatants including followers and civilians

Children's allowances, in the case of enrolled non-combatants including followers and civilians may be granted as under:—

	For each child. Rs. Per mensem.
On pay less than Rs. 200 a month but not less than the minimum pay of a jemadar of Indian Infantry	4
On pay less than the full minimum pay of a jemadar but not less than two-thirds of the minimum pay of a jemadar of Indian Infantry	3
On pay less than two-thirds of the minimum pay of a jemadar of Indian Infantry but not less than the pay of a sepoy of Indian Infantry	2
	Rs. a. p.
On pay less than that of a sepoy of Indian Infantry	1 8 0

426 Increased rates of children's allowance when family pension ceases

When for any cause the family pension ceases to be payable to any eligible heir the children's allowance shall be increased by 50 per cent., but see rule 409 (iii)

427 Period for which children's allowance is granted.

Children's allowance may be granted to—

(i) a son, until he attains the age of 18 years, if he is a cripple or otherwise physically or mentally unable to support himself the allowance may be continued for life as a special case

(ii) a daughter until she attains the age of 16 years or marries whichever is later

428. When children's allowance is admissible in conjunction with special family pension.

In cases where a child is the nominated heir and has been granted a special family pension, the children's allowance may be granted to him or her in addition to the family pension, provided the father or mother of the deceased is alive and eligible or the widow is alive and has not remarried.

A widow who remarries her deceased husband's brother and lives a communal life with the other living eligible heirs shall not be held to have remarried for the purposes of this rule

429 Surrender of children's allowance when a daughter is *eligible for family pension in respect of her husband.*

A married daughter in receipt of a children's allowance in respect of the death of her father shall surrender such allowance if she becomes eligible for a family pension as a result of the death of her husband.

430 Pay to be taken into account for calculating children's allowance.

The provisions of rule 406 shall be applicable to the grant of children's allowances

431. Payment of children's allowance to a child who is employed under Government.

The provisions of rule 410 (ii) shall be applicable to children's allowances

432. Indian Territorial Force.

The provisions of rules 411 to 414 shall apply, *mutatis mutandis* to the grant of children's allowances to the personnel of Indian Territorial Force

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Sub-Section IV —Compassionate allowance to widows and children of deceased Viceroy s commissioned officers

436 To whom granted.

A compassionate allowance may be granted by the competent authority to the widow and children of a Viceroy s commissioned officer whose death whilst serving or after retirement was not attributable to military service

437 Compassionate allowance cannot be claimed as a right.

An allowance under rule 436 cannot be claimed as a right

438. Rates

The following are the maximum monthly rates of compassionate allowance that may be granted for the ranks shown —

	Rs.
Widow of risaldar major subadar major risaldar or subadar	20
Widow of a jemadar	15
For each child dependent on the widow	2

439 Rank for purposes of allowance.

The highest substantive rank held while on the active list shall be taken into account for the purposes of the preceding rule.

440 Conditions for the grant of the allowance

An allowance shall not be granted unless —

(a) the applicant is deserving,

(b) the services of the deceased Viceroy's commissioned officer were such as to justify the award,

(c) the pecuniary circumstances of the applicant justify an award.

The object aimed at is to raise the monthly income from all sources of the widow and children approximately to the rates shown in rule 438 and the receipt of a permanent income of equal or higher value shall ordinarily render the widow and children ineligible for assistance. For this purpose, income shall include everything in cash or the value of anything in kind received by the widow from all sources

(d) the widow was legally married to the deceased whilst he was on the active list, and the husband survived his marriage by at least one year

441. Conditions for the continuance of payment of the allowance

Allowances to widows and children shall be subject, as regards duration and cessation, to the rules in these regulations relating to family pensions and children's allowances, respectively, granted in cases where death is treated as attributable to military service.

442. Grant of compassionate allowance in conjunction with a grant from other funds

An applicant who has received a grant from other funds shall not, on that account, be ineligible for consideration for the grant of a compassionate allowance under the rules in this sub-section.

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SECTION VIII—PAY OR ALLOWANCES ATTACHED TO CERTAIN DECORATIONS

445 The rules governing the continuance of the payment of special pensions or allowances to the holders of the under mentioned decorations after their discharge from the army and (except in the case of the Order of British India) to their widows after their death are laid down in Pay and Allowance Regs. Vol. II —

	Reference to rules of P and A. Regs., Vol. II
Victoria Cross	252 to 255
Military Cross	257 to 260
Indian Order of Merit (Military Division)	261 to 265
Order of British India	267 to 269

CHAPTER VIII—COMMUTATION OF PENSION

SECTION I—INDIAN COMMISSIONED OFFICERS OF HIS MAJESTY S INDIAN LAND FORCES INCLUDING THOSE OF THE I. M. S

(See Chapter VI, Part III)

446. To whom applicable

These rules shall apply to officers of the categories mentioned above who are in receipt of service pensions or permanent disability pensions

447 Conditions and limits of commutation.

An officer who has attained the age of 40 years (or who has been certified as permanently incapable, through disability, of further military service) shall be permitted, subject to the report of a medical board as to his physical fitness and to any decision taken in the exercise of the discretion provided in Rule 5 of these regulations, to commute a portion, not exceeding one-half of his pension or pensions (less any amount previously commuted), provided that the amount left uncommuted is not less than Rs 2 000 a year An exception to this limit may be made in cases where the total amount of pension or pensions of an officer is less than Rs. 2,400 a year in such cases pensions not exceeding Rs. 400 may be commuted, provided that not less than Rs. 1,600 a year remains uncommuted In calculating the amount of pension for the purposes of this rule there may be added to it the uncommuted portion of any other permanent pension or pensions payable to the applicant from Indian or other Government revenues.

448. When commutation of pension is permissible

Commutation may take place on retirement, or at any time subsequent thereto

449 Calculation of commuted value.

(i) The basis of commutation, subject to an addition of years of age in the case of impaired lives shall be a table prescribed by the Governor General in respect of pensions governed by the Civil Service Regulations for officers of Asiatic domicile

(ii) The age of the officer shall be taken as being the age he will attain on the next birthday following the date on which the capitalised sum will be paid.

(iii) In the event of the table of values applicable to an applicant being modified between the date of administrative sanction to commutation and the date on which commutation

is due to become absolute payment shall be made in accordance with the modified table but it shall be open to the applicant if the modified table is less favourable to him than that previously in force to withdraw his application by notice in writing despatched within 14 days of the date on which he receives notice of the modification.

450 Reduction of pension by its commuted portion.

Commutation shall be regarded as being effected on the date on which the medical board signs the medical certificate in the case of an impaired life on the date of written acceptance of commutation or the date following that on which the option of withdrawing the application expires whichever is earlier, and the rate of pension shall be reduced by the amount of the commuted portion as from the day following

451. No refund of incidental expenses incurred by an applicant.

No refund of any travelling or other expenses incurred by an officer in connection with the commutation of a portion of his pension shall be admissible.

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SECTION II—OFFICERS AND WARRANT OFFICERS OF THE I. M. D. (ASSISTANT SURGEONS BRANCH)

(See Chapter VI, Part III.)

456 To whom applicable

These rules shall apply to officers and warrant officers of the I. M. D. (assistant surgeons' branch) who are in receipt of service pensions or permanent wound, injury or disability pensions

457 Conditions and limits of commutation.

I.—Officers

(i) An officer of the I. M. D. who has attained the age of 40 years (or who has been certified as permanently incapable through disability, of further military service) may be permitted by a competent authority, subject to the report of a medical board as to his physical fitness and to any decision taken in the exercise of the discretion provided in rule 5 of these regulations to commute a portion not exceeding one-half of his pension or pensions (less any amount previously commuted), provided that the amount left uncommuted is not less than the following amounts —

(a) *in the case of those whose pensions are expressed in alternative sterling or rupee rates*

	Minimum pension to remain after commutation.
In the U. K. or a colony, etc., where the rupee is not legal tender	£150 per annum.
In India or a country where the rupee is legal tender	Rs. 150 per mensem.

(b) *in the case of those whose pensions are expressed in rupees only*

Wherever commuted	Rs. 2,000 per annum.

(ii) An exception to the above minimum limits may be made in the following cases —

(a) *in the case of those whose pensions are expressed in alternative sterling or rupee rates*.—If the total amount of pension or pensions of an officer is less than £180 per annum or Rs. 180 per mensem, pension not exceeding £30 per annum or Rs. 30 per mensem may be commuted, provided that not less than £120 a year or Rs. 120 per mensem remains uncommuted.

(b) *in the case of those whose pensions are expressed in rupees only*.—If the total amount of pension or pensions of an officer is less than Rs. 2,400

per annum, pension not exceeding Rs. 400 per annum may be commuted, provided that not less than Rs 1 600 per annum remains un commuted.

(iii) In calculating the amount of pension for the pur poses of this rule there may be added to it the uncommuted portion of any other permanent pension or pensions payable to the applicant from Indian or other Government revenues.

II —Warrant officers

A warrant officer of the I M D may be permitted, by a competent authority subject to the report of a medical board as to his physical fitness and to any decision taken in the exercise of the discretion provided in rule 5 of these regulations to commute a portion not exceeding one-third of his pension (less any amount previously commuted) provided that the amount left uncommuted is not less than the following amounts :—

(a) *in the case of those whose pensions are expressed in alternative sterling or rupee rates*

	Minimum pension to remain after commutation.
In the U K. or a colony etc. where the rupee is not legal tender	£90 per annum.
In India or a country where the rupee is legal tender	Rs. 80 per mensem.

(b) *in the case of those whose pensions are expressed in rupees only*

Wherever commuted	Rs. 1,067 per annum.

458 When commutation of service pension is permissible.

In the case of service pensions commutation may take place on retirement or at any time subsequent thereto

459 When commutation of a wound or injury pension is permissible

An officer or warrant officer who is still serving may be permitted by a competent authority to commute up to one-half (in the case of an officer) and one-third (in the case of a warrant officer) of his permanent wound or injury pension provided that the conditions laid down in rule 457 as to minimum residual pension are satisfied. For the purpose of calculating this minimum service pension shall be assessed hypothetically on the individual s rank and length of service at the time of making application to commute

460 Commutation of pensions expressed in alternative sterling and rupee rates.

In the case of those whose pensions are expressed in alternative sterling and rupee rates, commutation effected in India or in a colony where the Indian Government rupee is legal tender shall be calculated on the rupee rate of pension and should the pensioner subsequently move to Europe or to a colony where the Indian Government rupee is not legal tender, the rate of pension issuable shall be calculated by deducting from the sterling rate of pension a fraction corresponding to the fraction of the rupee pension which has been commuted.

461. Calculation of commuted value

(i) The basis of commutation, subject to an addition of years of age in the case of impaired lives shall be a table—

(a) prescribed by the Secretary of State for officers of non Asiatic domicile, and

(b) prescribed by the Governor General in respect of pensions governed by the C S Regulations for officers of Asiatic domicile

(ii) The age of the officer shall be taken as being the age he will attain on the next birthday following the date on which the capitalised sum will be paid.

(iii) In the event of the table of values applicable to an applicant being modified between the date of administrative sanction to commutation and the date on which commutation is due to become absolute payment shall be made in accordance with the modified table, but it shall be open to the applicant if the modified table is less favourable to him than that previously in force to withdraw his application by notice in writing despatched within 14 days of the date on which he receives notice of the modification.

462. Rate of exchange for the conversion of commuted value of rupee pensions.

When commutation of a pension fixed solely at the rupee rate is effected in the U K or in a colony in which the Indian Government rupee is not legal tender the commuted value shall be converted into sterling at the official rate of exchange. See also rule 127

463 Reduction of pension by its commuted portion.

Commutation shall be regarded as being effected on the date on which the medical board signs the medical certificate

in the case of an impaired life, on the date of written acceptance of commutation, or the date following that on which the option of withdrawing the application expires, whichever is earlier, and the rate of pension shall be reduced by the amount of the commuted portion as from the day following

464. No refund of incidental expenses incurred by an applicant.

No refund of any travelling or other expenses incurred by an officer in connection with the commutation of a portion of his pension shall be admissible

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SECTION III—INDIAN COMBATANTS NON COMBATANTS AND THEIR FAMILIES WHOSE HOMES ARE IN AFGHANISTAN

469 Conditions of commutation.

Viceroy's commissioned officers including those granted honorary King's commissions or commissions as honorary Indian commissioned officers in His Majesty's Indian Land Forces, Indian warrant officers non-commissioned officers and men, and enrolled non-combatants including followers whose pensions are governed by these rules and the families of those categories, whose homes are in Afghanistan may be allowed by a competent authority to commute their pensions (whether ordinary special, retiring, invalid, disability or family), children's allowance, personal allowances and allowances attached to the award of the Indian Order of Merit, under the following conditions —

(i) The commutation value of any pension shall be one hundred times the amount admissible under rule as a monthly pension or allowance.

(ii) Commutation shall be optional, but once the applicant elects either to commute or to receive pension or allowance and has been paid any sum in respect thereof the election shall not be revoked.

470 Conditions of commutation to be explained to the applicant.

Before any applicant elects either to commute or to receive pension the condition in clause (ii) of rule 469 above shall be thoroughly explained to him. Cases where through some unusual and unforeseen circumstances a departure from this rule is desirable, may be submitted for the orders of Governor General.

471. Commutation in the case of children who are above a certain age.

Cases where commutation is desired—

(i) in lieu of a family pension to a son who is over ten years of age and is the only eligible heir living,

(ii) in lieu of children's allowance to a son who is over ten years of age

(iii) in lieu of a children's allowance to a married daughter

shall be submitted for the orders of the Governor General.

472. Only a permanent pension may be commuted.

Commutation shall be admissible only in lieu of a permanent pension. A temporary or provisional pension shall not be commuted

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APPENDIX I.

(Referred to in rule 119.)

Rules governing the grant of gratuities and disability pensions to members of the I. M. N. S., in force perior to 1st August, 1930

[Para 114 Pension Regs. 1928 as it stood prior to its amendment by C. S. No. 51 of August, 1930.]

Gratuities.

114. Gratuities on the following scales are admissible to members of the I. M. N. S.

	Rs.	
After 1 year's service	60	If declared unfit for further service before completion of the first term of 3 years service on account of medical unfitness attributable to causes beyond the nurse's control.
After 2 years' service	120	
After 3 years service	270	
After 4 years service	370	
After 5 years service	480	
After 6 years' service	600	
After 7 years' service	750	
After 8 years service	950	
After 9 years' service	1,200	
After 10 years service	1,450	
After 11 years service	1,700	
After 12 years' service	2,000	
After 13 years service	2,300	
After 14 years' service	2,600	
After 15 years' service	3,000	

Additional Gratuity

	Rs.
For each complete year of service after 15 years' total service	400

NOTE 1.—No gratuity is admissible in respect of any period in an uncompleted term of 3 years service except in the following cases —

(a) When a lady nurse is pronounced by a medical board to be unfit for further service.

(b) After 15 years total service

NOTE 2.—A lady nurse who has rendered previous service as a temporary nurse may count half of such temporary but continuous service as service for gratuity under this rule provided that she completes at least three years' service in the I. M. N. S. No period of less than one year (i.e. 2 years' temporary service) will however be taken into consideration for this purpose

[Para 114-A. Pension Regs., 1928 as it stood prior to its amendment by c. s. No 63 of November 1921.]

Disability Pensions.

114-A. A member of the Indian Military Nursing Service retired on account of a disability attributable to service may be granted a disability pension at the rate of Rs. 125 a month for total disability and a proportionate rate for less disability down to 20 per cent. The rate and continuance of the disability pension will depend on the degree and duration of the disablement.

APPENDIX II.

[*Referred to in rule 361 (c)*]

Criteria for deciding whether an individual's refusal to undergo medical treatment or an operation for his disability attributable to military service is or is not reasonable.

1 Refusal to undergo medical treatment or an operation may be held to be reasonable —

(a) when, in the opinion of the medical authorities, it is improbable that such treatment or operation would cure the disability or reduce its percentage or where such treatment or operation may be severe and dangerous to life or

(b) when, in the opinion of the officer commanding the unit, to undergo the operation or the treatment prescribed, is opposed to religious or caste prejudices of a valid nature and the refusal is the *bona fide* outcome of such prejudices.

2 Refusal to undergo medical treatment or an operation will be treated as unreasonable —

(a) when in the opinion of the medical authorities, it is due to malingering or

(b) when, in the opinion of the commanding officer it is due to a desire to avoid further service or to obtain or retain a pension or to receive an enhanced pension.

3 If in the opinion of the officer commanding the unit the individual has grounds not covered by the above paragraphs for refusing medical or operative treatment, the case will be referred to the district or independent area commander for a decision as to whether the objection is reasonable or not and his decision will be final.

APPENDIX III.

[*Referred to in rule 379*]

Regulations governing the grant of wound and injury pensions to sub-assistant surgeons of the I. M. D and veterinary assistant surgeons of the I. A. V C in force before the 20th July 1926.

[Para 626 Pay and Allowance Regulations, Part II (1923)]

I. M. D (Sub-Assistant Surgeon s Branch) and I. A. V C

626 Wound and injury pensions of members of the I. M. D and Veterinary Assistant Surgeons of the I. A. V C are inclusive of any ordinary pensions earned The following are the monthly rates of their wound and injury pensions :—

Qualifying service.	Monthly wound pension.		Monthly injury pension.
After 25 years service	Full amount	of average monthly pay (including extra pay for English qualification) during last 5 years or since joining the service.	Three-fourths of the rates for wound pensions.
After 15 years service	One-half		
After 5 years' service	One-third		
Under 5 years service	One-fourth		

NOTE.—In the case of a member of the I. M. D invalided out of the service on account of wounds or injuries received or disease contracted, on active service, the amount of wound or injury pension shall in no case be less than that of the ordinary pension he may be entitled to

NOTE 2.—No member of the I M D and I. A. V C is to be given a wound or injury pension lower than Rs. 12 per mensem.

NOTE 3— Average monthly pay" should be calculated in accordance with the principles prescribed in Article 487 C S. Regs

[For other connected rules see A. R I Vol. I (1915 edition)

1908 Edition.	1910 Edition.
114	103 and 117 Part II.
114-A	115 to 118, Part II.
115, 116, 117	1..3, Part II
117-A	207 and 208, Part I.
117 B	203, Part I.
117-C	Omitted.
117-D	207 and 208, Part I
117 E	208 and 209 Part I
117 F	Omitted.
118	213 and 215 Part I
119	212, Part I
120	217 Part I.
121	214 and 216, Part I.
122	218 and 223, Part I.
123	300, Part I
123-A (except note 2).	Omitted.
123-A, note 2.	216, Part I.
124	Omitted.
125	215, 223 and 244, Part I
126	219, Part I
127	262 and 276, Part I
128	2, 3 and 4 Part I.
129	220 Part I
130	221 Part I
131	260 Part I
132	231, 232, 233, 234, 236, 237 300 and Appendix VII, Part I
133	Omitted.
134	249, Part I.
135	Omitted.
6	216, Part I
[illegible]	Omitted.
[illegible]	242, Part I.
[illegible]	244, Part I
[illegible]	Blank.
[illegible]	Omitted.
[illegible]	Blank.

1908 Edition.	1910 Edition.
146	Omitted.
146-A	127 and 135, Part II.
146-B	134 Part II.
146-C	134, Part II.
147	126, Part II
148	133 and 134, Part II.
149	3, 4 and 5, Part II.
150	133 and 136, Part II.
151	138, Part II
152	64, Part III.
153	467 Part II.
154, 155	Blank.
156	141 Part II.
157, 158, 159	Omitted.
160	137 Part II
161, 162	Omitted.
163	147 Part II.
163-A	148, Part II.
163-B	157 Part II
164	149, Part II.
164-A	150, 151 and 152, Part II
164 B	158, Part II.
165	145, Part II.
165-A	146, Part II.
165-B	143, Part II.
165-C	158, Part II
166	Omitted.
167	161 162 163, 164 165, 166, 167 168 172, 173, 176, 177 Part II and 42 Part III
168	163, 169 and 174, Part II.
169	166, Part II
170	170, 171 177 179 and 180, Part II
171	168, 170, 174 175 and 178, Part II
172, 173	Omitted
174	..32, Part I.
175	253, Part I

1928 Edition.	1940 Edition.
58 59	Omitted.
59-A	104, Part I.
59-A, note	Omitted.
59-B	103, 104, Part I.
60 61	Blank
62	108, 109, 110 and 111, Part I.
62-A 62-B	114 Part I.
62-C	117 and 118, Part I.
63 (except note 2)	124 and 126, Part I.
63, note 2.	Omitted.
64 (except note 1)	126 and 128, Part I.
64, note 1.	Omitted.
65	Omitted.
66	202, Part I.
67 (i) and (ii).	Omitted.
67 [except (i) and (ii)].	127 Part I
68	Omitted.
68-A (except note).	127 and 131 Part I
68-A, note.	Omitted.
69	128, Part I.
70 71 71 A	127 Part I.
72	135, Part I.
73 73-A	137 Part I.
74 (except note 1)	139 and 140, Part I.
74, note 1	Omitted.
75	135, Part I
76	144, Part I.
77	146, Part I.
78	147 and 149, Part I.
79	143, Part I.
80	150 Part I.
81	149, P rt I.
81 A	154 and 153, Part I.
82	158, Part I
83	160, Part I
84	Omitted.
85	158, Part I.
86 (i) and (ii).	Omitted.
86 (iii)	157 Part I.
87	161, 162, 163, 164 and 165, Part I.
88	Omitted
89	169, 170 and 171, Part I
90 91 92	Blank.
93	174, 175 and 176, Part I.
93-A	186, Part I.
94	177 Part I.
95	183, Part I.
96	Omitted.
97	178, Part I.
98	Blank.
99	190, Part I.
99-A (except note).	174 and 175, Part I.
99-A, note.	Omitted.
99-B	174, Part I.
100 (except note and footnote).	197 Part I.
100, note and footnote.	Omitted.
101 (except note).	198, Part I.
101 note.	Omitted.
102	Omitted.
103	40, Part III.
104	199 Part I.
105	Omitted.
106	197 Part I.
107	200 Part I.
108 109 110 111	Omitted.
112	204, Part I.
112-A 113	Omitted.
113-A	102, Part II.
113-B	101, Part II.
113-C	103, Part II.
113-D	104, Part II.
113-E	106, Part II.

1923 Edition.	1940 Edition.
114	103 and 117 Part II.
114-A	115 to 118, Part II.
115 116 117	123, Part II
117-A	207 and 208, Part I
117-B	208, Part I
117-C	Omitted.
117-D	207 and 208, Part I
117-E	208 and 209 Part I
117-F	Omitted.
118	213 and 215 Part I.
119	213, Part I
120	217 Part I.
121	214 and 216, Part I.
122	218 and 222, Part I.
123	200, Part I
123-A (except note 2).	Omitted.
123-A, note 2	218, Part I.
124	Omitted.
125	18, 223 and 244, Part I
126	219 Part I
127	262 and 270, Part I.
128	2, 3 and 4 Part I.
129	220 Part I.
130	221 Part I
131	250 Part I.
132	231 232 233, 234, 236, 237 300 and Appendix VII, Part I.
133	Omitted.
134	249, Part I.
135	Omitted.
136	216, Part I
137 138	Omitted.
139	242, Part I.
140 141	244, Part I.
142 143	Blank.
143-A	Omitted.
144 145	Blank.

1923 Edition.	1940 Edition.
146	Omitted.
146-A	127 and 135, Part II.
146-B	134 Part II.
146-C	134 Part II.
147	120, Part II.
148	133 and 134, Part II.
149	3, 4 and 5, Part II.
150	133 and 136, Part II.
151	136, Part II.
152	64, Part III
153	467 Part II.
154 155	Blank.
156	141, Part II.
157 158 159	Omitted.
160	137 Part II
161 162	Omitted.
163	147 Part II.
163-A	148, Part II
163 B	137 Part II
164	149 Part II
164-A	150 151 and 152, Part II
164-B	158, Part II
165	145, Part II.
165-A	146, Part II.
165-B	143, Part II.
165-C	138, Part II
166	Omitted
167	161 162, 163, 164 165, 166, 167 169 172, 173, 176, 177 Part II and 42 Part III.
168	165, 169 and 173, Part II.
169	166, Part II.
170	170, 171 177 179 and 180 Part II
171	166, 170, 174, 175 and 178, Part II.
172 173	Omitted.
174	232, Part I.
175	253, Part I.